

THE CHAIR AND ALL MEMBERS OF THE COUNCIL

Tuesday 1 July 2025

Dear Member

COUNCIL - WEDNESDAY 9TH JULY, 2025

You are hereby summoned to attend a meeting of the Council of the Borough of Middlesbrough to be held on **Wednesday 9th July, 2025 at 7.00 pm** in the Council Chamber to transact the following business, namely:-

1. Welcome and Fire Evacuation Procedure

In the event the fire alarm sounds attendees will be advised to evacuate the building via the nearest fire exit and assemble at the Bottle of Notes opposite MIMA.

2. Apologies for Absence

3. Declarations of Interest

To receive any declarations of interest.

4. Minutes - Council - 21 May 2025

3 - 10

5. Announcements/Communications

To receive and consider any communications from the Chair, Mayor, Executive Members or Chief Executive (if any).

6. Questions from Members of the Public (if any).

7. Tees Valley Combined Authority (TVCA) Update

8. Mayor's Statement and Report

9. Executive Member reports

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10. Report of the Overview and Scrutiny Board

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11. Urgent Items

To consider and Deal with any urgent business brought before the Council by the Proper Officer (if any).

12.	Members' Question Time	
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Charlotte Benjamin, Director of Legal and Governance Services

PLEASE NOTE THERE IS RESTRICTED
DISABLED ACCESS TO THE COUNCIL CHAMBER

Inspection of Papers – Documents referred to on this Summons may be inspected between 9.00 am and 4.00 pm Monday to Friday at the Town Hall, Middlesbrough by appointment. Copies may also be downloaded from the Council's Website.

Questions/Motions – Details of questions or notices of motion received and not enclosed with the Summons will be circulated prior to the meeting.

Should you have any queries in regard to the items on this agenda please contact Sue Lightwing/Scott Bonner, Democratic Services Tel: 01642 729712/729708 or e-mail: sue_lightwing@middlesbrough.gov.uk/scott_bonner@middlesbrough.gov.uk

Address: Democratic Services, Middlesbrough Council, Town Hall, Middlesbrough TS1 9FX

Website: www.middlesbrough.gov.uk

COUNCIL

A meeting of the Council was held on Wednesday 21 May 2025.

PRESENT: Councillors J Banks, (Chair), J Kabuye, (Vice-Chair), J Rostron, J Ewan, I Blades, D Branson, E Clynch, C Cooke - Elected Mayor, J Cooke, C Cooper, D Coupe, D Davison, T Furness, P Gavigan, TA Grainge, L Henman, S Hill, L Hurst, N Hussain, D Jackson, J Kabuye (Vice-Chair), L Lewis, T Livingstone, L Mason, D McCabe, M McClintock, J McConnell, I Morrish, M Nugent, J Platt, S Platt, A Romaine, J Ryles, M Saunders, M Smiles, P Storey, J Thompson, S Tranter, Z Uddin, N Walker, G Wilson, J Young and L Young

OFFICERS: C Benjamin, S Bonner, G Field, A Humble, C Jones, Lightwing, C Lunn, J McNally and E Scollay

APOLOGIES FOR ABSENCE: were submitted on behalf of Councillors B Hubbard, D Jones, J McTigue and J Nicholson

25/1 **WELCOME AND EVACUATION PROCEDURE**

The Vice Chair pro tem welcomed all present to the meeting and read out the Fire Evacuation Procedure.

25/2 **ELECTION OF THE CHAIR OF COUNCIL FOR THE MUNICIPAL YEAR 2025-2026**

The Vice-Chair pro tem of the Council invited nominations for the new Chair of the Council for the Municipal Year 2025-2026.

A nomination was received and seconded in respect of Councillor Banks.

Moved, seconded and **ORDERED** that Councillor Banks be elected as the Chair of the Council for the Borough of Middlesbrough to hold office for the Municipal Year 2025-2026.

The newly elected Chair of the Council was invited to take over the chairing of the meeting.

25/3 **ELECTION OF THE VICE CHAIR OF COUNCIL FOR THE MUNICIPAL YEAR 2025-2026**

The Chair of the Council invited nominations for the new Vice-Chair of the Council for the Municipal Year 2025-2026.

A nomination was received and seconded in respect of Councillor Kabuye.

Moved, seconded and **ORDERED** that Councillor Kabuye be elected as the Vice-Chair of the Council for the Borough of Middlesbrough to hold office for the Municipal Year 2025-2026.

25/4 **DECLARATIONS OF INTEREST**

There were no declarations of interest received at this point in the meeting.

25/5 **MINUTES - COUNCIL - 26 MARCH 2025**

The minutes of the Council meeting held on 26 March 2025 were submitted and approved as a correct record.

25/6 **ANNOUNCEMENTS/COMMUNICATIONS**

The Chair announced with sadness, the recent death of Steve Grace, former Councillor.

The Chair invited Members to join him in a minute's silence, as a mark of respect.

Motion 170

The Chair reminded Council of Motion 170, carried at the Council meeting held on 16 October

2024, in relation to Baby Loss Awareness. The lack of paid bereavement leave for working people who sadly lose their baby before 24 weeks gestation had been discussed during the debate. The Chair was pleased to inform Council that the Government had agreed to support paid bereavement for families suffering this loss – rather than them having to take unpaid holiday or sick leave.

25/7

MAYOR'S ANNUAL ADDRESS

The Mayor addressed the Council stated that the past year had been difficult at times but there had been a lot of positives. The Council was no longer under any form of intervention from the Government. The Budget saw areas of growth in key areas including Area Care, Youth Services and Culture and current indications were that the Council had remained in-Budget for the financial year.

Looking forward, the Middlesbrough Childhood Enrichment Scheme would shortly be implemented, which the Mayor stated would be one of the achievements he would be most proud of by the time his tenure as Mayor ended. The Mayor stated that every child in Middlesbrough should have equity and a fair chance. One of the areas within the scheme was “Ten By Ten” which meant that every child would have ten experiences by the age of ten which would change their lives and aspirations.

Measures would be implemented to bring more services back in-house at the Council to ensure better services for residents, including aboricultural services.

There had been a shift towards improved prevention services and numbers of children looked after had reduced to the lowest number in seven years. This was due to much hard work by both the Council and other outside organisations and charities that had worked tirelessly to ensure that children could thrive. Support provided to parents had also played a huge part, as had foster carers, who were often working in difficult circumstances and were doing their very best to effect positive change.

The Mayor concluded by thanking his Executive and all Councillors for all their work throughout the year in their Wards, in the Chamber and in meetings and wished everyone the best of luck going forward.

NOTED

25/8

EXECUTIVE SCHEME OF DELEGATION

The Mayor informed Council of changes to the Executive Portfolios as follows:

The Adult Social Care and Public Health Portfolio had been split. Councillor Ryles remained as Executive Member for Public Health and Councillor Rostron had been appointed Executive Member for Adult Social Care.

Councillor Blades had been appointed Executive Member for Neighbourhoods.

Councillors Mason, Saunders, Morrish and Smiles spoke in relation to the changes announced and the new appointments.

The Mayor responded by providing his rationale for splitting the Adult Social Care and Public Health portfolios and the appointments made to his Executive.

NOTED

25/9

POLITICAL BALANCE ALLOCATION OF PLACES 2025-2026

The Director of Legal and Governance (Monitoring Officer) presented a report in respect of Political Balance Allocation of Places 2025-2026, the purpose of which was to recommend the allocation of places on Committees and Sub-Committees for 2025-2026 in accordance with the political balance of the Council.

The Local Government and Housing Act 1989 required that the Council periodically reviewed

the political composition of the Council, and how this was applied to appointments to committees and sub-committees of the Council.

The rules for securing political balance on committees and sub-committees appointed by local authorities were contained in sections 15 and 16 of the Act and the Local Government (Committees and Political Groups) Regulations 1990.

In line with usual practice, it was recommended that the Monitoring Officer be authorised to amend memberships of committees following resignations received from Members and to appoint to vacancies in accordance with group preferences or, where not in a group, in accordance with individual Member's wishes. However, where more than one person (non-group members) applies for the same place, they should decide amongst themselves how those places should be allocated. If agreement could not be reached between the individual Members, the Council would make that determination.

In order to avoid the need to completely recalculate all committee memberships in the case of an ad hoc (or other) committees being established prior to the next review, it was proposed that any committees or sub-committees be appointed on the basis of the places shown in Table 3 included in Appendix 1 to the submitted report.

ORDERED as follows:

That the Council approved:

1. the allocation of seats on Committees that were subject to the rules relating to political balance as set out in the report as follows:

Name of Group/Unallocated	No. of Seats
Conservative	11
Labour	10
Liberal Democrats	6
Marton Independent East Group	6
Middlesbrough Independent Councillors Association	34
Unallocated	6
TOTAL	132

2. That the Monitoring Officer be authorised to fill the unallocated seats as indicated in paragraph 4.13 of the report, and to make any necessary further adjustments to remove or replace Members where directed by the relevant group or Member.

3. That any committee established prior to the next review be appointed on the basis of the places shown in Appendix 3, Table 3, attached to the report.

25/10

APPOINTMENT OF COMMITTEE CHAIRS AND VICE-CHAIRS

A report of the Director of Legal and Governance (Monitoring Officer) was presented to seek a decision from Full Council as to whether to amend the Constitution in relation to the provisions for electing Chairs and Vice Chairs of Committees of the Council.

The proposed amendment to the Constitution would allow for Chairs and Vice Chairs to be elected at the first meeting of a Committee in any new Municipal Year, by those Committee members in attendance at that first meeting.

Upon the resignation or removal of any Chair or Vice Chair during the Municipal Year, the Committee would be responsible for electing a replacement Chair or Vice Chair from within the existing Committee membership.

Councillor Clynch acknowledged the amendments to the report that had been proposed by Councillor Morrish and circulated to Members in advance of the meeting. Councillor Clynch suggested that the report was deferred so that further work on the revised Constitution could be completed.

Following advice provided by the Monitoring Officer, Councillor Clynch proposed a procedural

motion in accordance with Council Procedure Rule 4.34.1(c) of the Council's Constitution to proceed to the next business.

The motion was seconded by Councillor L Young.

Councillor Livingstone sought clarification as to the proposed motion and spoke in support of the amendment drafted by Councillor Morrish. Councillor Morrish expressed his disappointment at the proposed motion given the volume of work that already had been undertaken on the revised Constitution.

On a vote being taken, the motion was **CARRIED**.

Following advice provided by the Monitoring Officer, the Chair proposed a procedural motion in accordance with Council Procedure Rule 4.3.1.(f) of the Council's Constitution to adjourn the meeting for a period of 15 minutes, to enable Councillors to prepare nominations for Chairs and Vice Chairs of Committees in advance of Agenda Item 12.

The motion was seconded by Councillor Morrish.

On a vote being taken, the motion was **CARRIED**.

The Council meeting was adjourned for a period of 15 minutes.

25/11

COUNCIL COMMITTEES - ESTABLISHMENT - TERMS OF REFERENCE - ALLOCATION OF PLACES - MEMBERSHIPS - 2025-2026

Council received a report of the Director of Legal and Governance (Monitoring Officer), regarding the establishment of committees, sub-committees, boards, panels and working groups and their terms of reference for the 2025-2026 Municipal Year, or until amended by Council, (whichever was the latter).

Schedule A of the report submitted set out the Executive and Executive Sub-Committees and Advisory Bodies as agreed by the Mayor.

Schedules B and C identified the nominations received from the various groups and individual Councillors for places on the committees to be established by the Council in accordance with Sections 15 and 16 of the Local Government Act 1989 and Local Government (Political Groups and Committees) Regulations 1990.

Schedule D set out steering/working groups that were not included in the calculation of political balance as they were not Council Committees.

The report included a list of current vacancies on various committees and nominations were put forward at the meeting by the individual Members concerned.

The Monitoring Officer conducted a vote in respect of the role of Chair/Vice Chair and nominations for spare places, where applicable, in relation to the following committees:

Schedule C:

AUDIT COMMITTEE

Chair: Councillor Ewan appointed

Vice Chair: Councillor Coupe appointed

CHIEF OFFICER APPOINTMENTS COMMITTEE

Chair: Councillor Jackson appointed

Vice Chair: Vacant

CONSTITUTION AND MEMBERS DEVELOPMENT COMMITTEE

Chair: Chair of Council (Councillor Banks)

Vice Chair: Vice Chair of Council (Councillor Kabuye)

CORPORATE AFFAIRS COMMITTEE:

Chair: Chair of Council (Councillor Banks)

Vice Chair: Councillor L Young appointed

YOU MATTER TO US - CORPORATE PARENTING BOARD

Chair: Councillor Henman appointed

Vice Chair: Councillor Uddin appointed

2 vacancies: no nominations

LICENSING COMMITTEE

Chair: Councillor Lewis appointed

Vice Chair: Councillor Hill appointed

1 vacancy: no nominations

PLANNING AND DEVELOPMENT COMMITTEE

Chair: Councillor Thompson appointed

Vice Chair: Councillor Rostron appointed

STAFF APPEALS COMMITTEE

Chair: Councillor Davison appointed

Vice Chair: Councillor Jackson appointed

STANDARDS COMMITTEE

Chair: Councillor Romaine appointed

Vice Chair: Councillor Morrish appointed

TEESSIDE PENSION FUND COMMITTEE

Chair: Councillor Kabuye appointed

Vice Chair: Councillor Rostron appointed

1 vacancy: Councillor Ewan appointed

1 vacancy: no nominations

OVERVIEW AND SCRUTINY BOARD

Chair: Councillor L Young appointed

Vice Chair: Councillor Ewan appointed

ADULT SOCIAL CARE AND HEALTH SCRUTINY PANEL

Chair: Councillor Kabuye appointed

Vice Chair: Councillor Coupe appointed

CHILDREN'S SCRUTINY PANEL

Chair: Councillor Clynch appointed

Vice Chair: Vacant

1 vacancy: Councillor Jackson appointed

PLACE SCRUTINY PANEL

Chair: Councillor Branson appointed

Vice Chair: Councillor Livingstone appointed

Schedule D:

CORPORATE HEALTH AND SAFETY STEERING GROUP

Chair: Councillor Branson appointed

4 vacancies: no nominations

WORKS COUNCIL

Chair: Deputy Mayor (Councillor Storey)

2 vacancies: no nominations

ORDERED as follows that Council:

Approved:

1. The establishment of committees, sub committees, boards, panels and working groups and terms of reference for the 2025-2026 Municipal Year, or until amended by Council, (whichever is the latter).
2. The places allocated in accordance with the wishes of the political groups and other Councillors as shown.
3. The vacancies listed at paragraph 2.1.3 of this report were filled in accordance with political group and other Councillors' preferences.

Noted:

4. The membership, size, and terms of reference of the Executive, its sub- committees and advisory bodies approved by the Mayor for 2025 onwards as set out in Schedule A in the Appendix to this report.

25/12

APPOINTMENTS BY THE COUNCIL AND EXECUTIVE TO JOINT COMMITTEES AND OUTSIDE BODIES - 2025-2026

The Director of Legal and Governance (Monitoring Officer) submitted a report regarding the appointment of representatives to joint committees and outside bodies.

The report provided an opportunity for the Council and the Executive to review its appointments to Outside Bodies and to make any necessary changes.

The appendices to the report set out details of the joint committees and outside bodies to which Middlesbrough Council may make nominations or appointments.

ORDERED as follows:

That the Council approved:

1. Subject to amendments to places indicated in the attached schedules, the appointments which are the responsibility of the Council .
2. The following appointments for the 2025-2026 Municipal Year, nominated at the meeting, be approved and noted, until amended by Council/Executive (whichever was the latter):

Appendix A – Council Appointments

Hartlepool Power Station Local Liaison Committee
1 vacancy: no nomination

North East Regional Joint Health Scrutiny Committee
1 vacancy: no nomination

Appendix B – Council/Executive Appointments

Middlesbrough CAB Management Committee
Councillor J Young appointed

Middlesbrough Voluntary Development Agency
Councillor Livingstone appointed

Appendix C – Executive Appointments

North East Culture Partnership – Board (ANEC)
Councillor Storey appointed

Resources Finish Task Group (ANEC)
Councillor Walker appointed

Staying Put Advisory Committee
1 vacancy: no nomination

Tennis World
2 vacancies: no nominations

3. Bodies identified in the schedules submitted be regarded as approved duties for the payment of travel and subsistence allowance.

4. Subject to consultation with the Deputy Mayor (for Executive appointments), the Group Leader (where a vacancy rests specifically with that political group), or the Chair of Council (for all other nominations/ appointments), that the Monitoring Officer be authorised to remove or replace representatives on outside bodies.

5. A report on any outstanding outside body vacancies be submitted to the next Council meeting.

That the Council noted:

6. The nomination of representatives/vacancies detailed in Appendix B – Council/Executive appointments and Appendix C – Executive appointments.

25/13

COUNCIL DIARY 2025-2026

The Director of Legal and Governance (Monitoring Officer) submitted a report, to seek approval of the draft programme of Executive, Council and Committee meeting dates for the Municipal Year 2025-2026 as outlined Appendix A attached to the submitted report.

The Director of Finance and Transformation (Section 151 Officer) had been consulted with regard to the proposed meeting dates for the consideration of the Budget and Council Tax Setting Meeting.

The dates were tentative and could be subject to change, depending on the appointment and availability of individual Chairs.

ORDERED as follows:

That the Council approved:

1. The timetable of meetings for the Municipal Year 2025-2026, as detailed in Appendix A attached to the submitted report.

2. With the exception of the following:

- Budget/Council Tax Setting Meetings – Wednesday 18 February 2026 and Wednesday 4 March 2026.
- Annual Meeting - Wednesday 20 May 2026.

the dates for ordinary meetings of the Council were designated as meetings at which questions will be taken from members of the public.

25/14

EXTRAORDINARY COUNCIL MEETING - RESOLUTION

The Director of Legal and Governance (Monitoring Officer) submitted a report, to seek approval of Council, in accordance with Council Procedure Rule 4.14.1(b) to agree a resolution to call an Extraordinary meeting of Council for the purpose of granting the Freedom of the Borough to Mr Norman Moorsom and Mr Alan Peacock.

ORDERED as follows:

That the Council approved:

1. an Extraordinary meeting of the Council would be convened for the purposes of granting the Freedom of the Borough to Mr Norman Moorsom and Mr Alan Peacock.
2. that the date of the Extraordinary meeting would be determined with the approval of the Chair of Council.



Executive Member Reports and additional Executive decision information

Council Meeting: 9 July 2025

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INTRODUCTION

This document contains the Executive Member reports relevant to the Council meeting to be held on **9 July 2025**.

The booklet, in addition to containing details of Executive Member activities covering the period following the last Council meeting (section 1), also details those Executive decisions taken since the last booklet was published (section 2) together with those decisions planned to be taken from dispatch of this booklet up until the date of the Council meeting (section 3) and those decisions planned to be taken following the Council meeting (section 4).

The table at section 2 contains details of decisions taken by individual Executive Members, the full Executive, Executive Sub-Committees and Joint Archives Committee. The public reports that were considered are also available through the Modern Gov system.

The tables at section 3 and 4 contain details of the decisions to be taken by individual Executive Members, the full Executive, Executive Sub-Committees and Joint Archives Committee. Further details on key decisions that are to be taken can also be found on the Modern Gov Forward Plan.

The Elected Mayor and Executive Member reports and the additional decision-making information will hopefully assist Members when considering any questions they may have for Executive Members at Council, which can be asked within accordance of the Council's procedure rules.

Details of those decisions to be taken, as outlined in Section 3 and 4, may sometimes be subject to change (e.g., dates of meetings may alter). Members are therefore advised to check with the Democratic Services should they have an interest in specific issues.

Charlotte Benjamin
Director of Legal and Governance Services
(01642) 729024

Contact details:

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EXECUTIVE MEMBER REPORTS AND ADDITIONAL INFORMATION

COUNCIL MEETING: 9 JULY 2025

CONTENTS

SECTION 1 - Executive Member Reports

• Deputy Mayor and Executive Member for Education and Culture <i>Councillor Philippa Storey</i>
• Executive Member for Adult Social Care <i>Councillor Julia Rostron</i>
• Executive Member for Children's Services <i>Councillor Luke Henman</i>
• Executive Member for Development <i>Councillor Theo Furness</i>
• Executive Member for Environment and Sustainability <i>Councillor Peter Gavigan</i>
• Executive Member for Finance <i>Councillor Nicky Walker</i>
• Executive Member for Neighbourhoods <i>Councillor Ian Blades</i>
• Executive Member for Public Health <i>Councillor Jan Ryles</i>

SECTION 2 – Table of Executive decisions taken and that have been through the Call-In period, since the last booklet, published on 18 March 2025.

SECTION 3 – Table of Executive decisions planned to be taken from dispatch of this booklet up until the date of the Council meeting.

SECTION 4 – Table of Executive decisions planned to be taken following the Council meeting.

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EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Deputy Mayor & Executive Member for Education and Culture

DATE OF MEETING: 09 July 2025

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

Successful & Ambitious Town

A Healthy Place

Update:

1. HIGHLIGHTS

- Orange Pip
- Sonic Arts Week
- Museum in schools
- Cleveland Philharmonic Choir – Conductor John Forsythe MBE retirement concert celebration
- Day Fever – Hosted our first event in May with more dates booked through 2025
- Family shows – Ministry of Science, The Enchanted Princess Ball, Tom Fletchers Dinosaur Rock Show
- MFC Player of the Year Awards & Teesside Junior Football Alliance Awards
- Sold out music shows with James & The Snuts
- Hosted several School Tours, Young Readers Event & Zoe's Place Fundraising Event
- Omid Djalili, Geoff Norcott, Danny Baker, Julian Clary, Katherine Ryan
- Theatre – The Bench by Jeff Brown & inclusive community event, Starr In The Community
- Middlesbrough Food Partnership conference, My Voice Matters conference, MCLS Job Fayre, Wedding Fayre in partnership with Diamond Events
- Wedding ceremonies within the Courtroom
- Final concerts in May of Classical Season 24/25
- Upbeat and Open Orchestra weekly sessions continue to run during term time.
- Play On, Bandjam and MTH Performing Arts continue to run weekly.
- Musinc have hosted 2 work experience placements so far this term, with another scheduled for later this term.

- The End Times Schools Concert took place on 9th June with an audience of 128 from 4 schools and 9 home ed families.
- A wonderful film capturing Musinc's annual Shine Festival – an inclusive choral festival for singing groups across the North East - has just been released. You can view it by clicking this link:
<https://www.youtube.com/watch?v=HYVFjm43bbl>
- Building work started on the new Outwood Riverside Secondary School

Update:

- 1.1 Our Orange Pip season started earlier than usual this year as we opened on Saturday 3 May with a special VE Day-themed Orange Pip marking the 80th anniversary of the end of WW2. The event featured a vintage-themed street party with live music, lindy dancing, traditional games, family-friendly activities, and artisan market stalls. VE Day was also officially commemorated on Thursday 8 June with a service and beacon lighting at the cenotaph attended by councillors and veterans.
- 1.2 June started with the ever-popular Ali Brownlee 5K & 2K run, which this year took place in the town centre, starting and ending in Centre Square, with circa 1,000 participants. Party in the Park took place from 6-8 June at Stewart Park. Sadly, due to heavy rainfall, Eid in Albert Park was cancelled on 6 June.
- 1.3 We have once again welcomed four Cultural Ambassadors as supporters of our cultural events programme in 2025. Holiday Inn Express, Stagecoach North East and Teesside University have renewed their commitment from last year, and we have welcomed Thirteen to this year's cohort. The £20K raised through the programme is being made available to communities to host their own community events festivals through our Community Grants programme.
- 1.4 Middlesbrough Town Hall was delighted to host a dinner on behalf of Arts Council's National Council on 14th May as part of a 2-day visit to the Tees Valley. Guests at the dinner included the Chair and Chief Executive of ACE (Nicholas Serota and Darren Henley), the Middlesbrough Mayor and representatives from the creative sector in the region.
- 1.5 The new Classical Season launched for priority bookers on 9th June, with full on sale on 12th June. The programme, in partnership with The Glasshouse, will include the following 7 concerts:
 - Royal Liverpool Philharmonic Orchestra – 22nd October 2025 at 7:30pm
 - Royal Northern Sinfonia – 19th November 2025 at 7:30p,
 - Royal Northern Sinfonia – 2nd January 2026 at 3pm
 - The Halle – 11th February 2026 at 7:30pm
 - Royal Northern Sinfonia – 26th March 2026 at 7:30pm
 - Royal Northern Sinfonia – 26th April 2026 at 3pm
 - Royal Northern Sinfonia – 24th May 2026 at 3pm
- 1.6 In addition to the above, we are working with The Glasshouse to develop further opportunities for collaboration through BBC Introducing, BBC Proms, and an upcoming Big Sing event whilst refurbishment takes place on one of their main venue spaces.

- 1.7 We have received confirmation from Arts Council that the Town Hall will be part of the NPO extension to 31 March 2027. Following the Spending Review, Arts Council will now resume discussions with DCMS (Department of Culture Media and Sport) about extending the Portfolio to 31 March 2028, and will be in touch with more detail about this process in due course.
- 1.8 Musinc's Youth Music Catalyser application for 2026-2028 has been submitted and the final outcome is expected in October
- 1.9 As part of Middlesbrough Museums in your Classroom, we're working on a 3-year project with Year 6 pupils from Beech Grove Primary which aims to engage children in creative responses to loaned objects from the collection and to improve literacy levels. Pupils are busy working with the museum team and a local artist to create a museum in their school and had a successful launch at their school on the 24th June. The posters designed by the children will be exhibited across the town centre to show their own ambition for their futures.
- 1.10 Toddler Takeover took place at Captain Cook Birthplace Museum in April. 20 Nursery children from Marton Manor Primary attended the takeover, themed around life as a sailor.
- 1.11 A new Time Travelling Detective Agency Workshop has been developed which focuses on changes within living memory between 1970s and 1990s aimed at KS1. The workshop was piloted by 60 year 1 pupils from Newport Primary and received very positive feedback.
- 1.12 3 outreach workshops were delivered to Year 4 at Hartburn Primary on 'Christopher Dresser: Inspired by Nature' to support their local heritage week.
- 1.13 Whippet Up have been commissioned to continue their weekly health and wellbeing sessions at Dorman Museum. The sessions engage community members that have their own health challenges and have been referred by a GP or a practice professional. The aim of the group is to support people's wellbeing through creative practices.
- 1.14 New play equipment has been purchased for the Dorman Museum as well as bringing back in to use previously commissioned pieces from the British Museum in your Classroom playscape. The play equipment including puzzles, imaginary play and 3D dino bones adds an additional layer to the museum experience, while also increasing the dwell time and visitor fulfilment of our family audience.
- 1.15 Following a successful bid to ACE in 2024 with a local animation company, 5 information friendly animations have been developed that tell the story of Captain Cook. We worked with pupils from Breckon Hill Primary to guide the content to ensure its appeal to children and young people. The animations went live at the Captain Cook Birthplace Museum in May Half Term.
- 1.16 Funding from the Tees Valley Museums Group NPO and The Space has supported the creation of a new digital projection for the domed roof of the Nelson Gallery which starts with Earth & Space and ends in the hopes and aspirations of a future Middlesbrough.

- 1.17 Recent events have drawn more visitors including: Periplum Trailblazer Carriage: magic shows that activated the community curated Spellbound Exhibition increasing audiences by more than 60%; Big Science workshops; Balloon Modelling; and Local History Month, which included collection store tours, talks on Christopher Dresser, the history of curry in Teesside, Max Locke and the Middlesbrough Magic Circle. These events have broadened our appeal, offering diverse, engaging experiences that enrich the overall visitor offer.

Teesside Archives

Digital Preservation:

- 1.18 At a recent meeting of the Joint Archives Committee in May, we took a briefing paper to provide more details on the investment required into the Archives Service to support the storage and preservation of born digital and other digitised material held by Teesside Archives and its partners.

The paper outlined the current challenges around managing digital files on hard drives. Digital formats become outdated and without an appropriate digital preservation system information will become unreadable in the future.

- 1.19 Preservica has been identified as the most suitable digital preservation system for our purposes. Whilst the initial purchase costs could be funded through New Burdens money already received by the Archives, there is a question around how the additional annual ongoing revenue costs would be supported by all 4 local authorities. Further work is now being undertaken with the Lead Officers from the four boroughs with a view to taking a proposal to the next meeting in October.

2. THE TIME AHEAD

Update:

- Nagar Kirtan (Centre Square): Sunday 13 July
- Orange Pip (Baker & Bedford Street, plus family pop-up in Captain Cook's Square): Saturday 26 July
- Teesside Air Festival (Stewart Park): 9-10 August
- Middlesbrough Mela – 35th anniversary year (Albert Park): 16-17 August
- Orange Pip Market collaboration with Carnival: Saturday 30 August
- Middlesbrough 10K (start/end in Centre Square): Sunday 31 August
- National Literacy Trust Big Boro Book Bash & Poetry Slam
- Theatre - 5 Mistakes That Made History, Science Museum, Tom Gates Epic Show, The Princess Ball
- Borderlands Anniversary of Riots Event
- Billingham International Folklore Festival, Taste Of Africa Awards & Showcase, Bernie Slaven This Is Your Life, Luna Night Market, Middlesbrough College Graduations
- Audience With, Comedy & Music - Professor Alice Roberts, Joe Thomas from The Inbetweeners, Jimmy Carr, Georgie Carroll, Jason Manford, Rhod Gilbert, The Lightning Seeds, Jimeoin, Elvana, Skindred, The Younguns,

Fishermans Friends, Henning When, Amanda Owen: The Yorkshire Shepherdess, The Southmartins

- Summer Wedding ceremonies & receptions
- Middlesbrough Pride
- Christmas Parties
- Open Orchestra's end of year performance will take place on 11th July, 1.45-2.15pm at MTH.
- MTH Community Choir hold their Summer Concert on 14th July.
- Amplify is taking place on Tuesday 15th July featuring performances from Bandjam Juniors and Seniors.
- Family Festival taking place on 18th August, and will include BSL interpretation for all workshops.

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EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Executive Member for Adult Social Care

DATE OF MEETING: 09 July 2025

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

Safe and Resilient Communities – Creating a safer environment where residents can live more independent lives

1. HIGHLIGHTS

Update:

Carers Week

- 1.1 A Carer is anyone who looks after a family member, partner, or friend who needs help because of their illness, frailty, disability, mental health problem, or addiction. Carers are not paid for the help they give.
- 1.2 Carers Week is an annual campaign which aims to raise awareness, acknowledge the vital contributions of Carers, and encourage people to identify as Carers and ask for support.
- 1.3 This year's Carers Week ran from 9 to 13 June.
- 1.4 The theme for 2025 was 'caring about equality' focussing on the inequalities faced by unpaid Carers.
- 1.5 This includes poverty, social isolation, and poor mental and physical health.
- 1.6 Middlesbrough Council greatly values the contribution made by Carers.

In celebration of Carers week we were able to join with colleagues across South Tees to offer a wide range of activities:

- Raising Awareness about Carers' Assessments and the support available locally –providing comprehensive training for 50 of our Social Work staff, which included building links with our with local Carers' organisations.
- Carers' Week was publicised via staff Intranet and Council Website.
- Teesside MIND visited our Provider staff at Cavendish House to deliver Carers' Awareness training.
- We Care You Care launched a Carers' Week Pledge.

- The Junction Foundation ran a Young Carers' Support Group & delivered Carers' Awareness to local schools.
 - There was a Carers' Information Stand at Hillstreet Centre, Middlesbrough.
 - We Care You Care offered Carers Awareness Sessions for professionals & volunteers.
 - Mobilise (an online carers resource) offered Evening Chats and Virtual Cuppas for Carers.
 - Local Carers' Support Groups offered Carers Tai Chi, Running Club and a trip to Sunderland Winter Gardens & Museum.
 - Media interviews were completed on our local radio.
- 1.7 We will also be delivering ongoing training to our Social Care staff further embedding our Carers Conversation strengths-based approach to Carers' Assessment.
- 1.8 Whilst we celebrate the work of carers all year round, the value of carers week is to spotlight the valuable contribution all carers make both on a national and local basis.

Peer Reviews

- 1.9 Adult Social Care have welcomed two peer reviews over the last 4 months. The first peer review held in March 2025 was a multi -agency review across Tees in regard to Mental Health provision. Representatives from the LGA (Local Government Association) and Partners in Care & Health(PCH) completed virtual interviews with staff and stakeholders across Tees local authorities and our local Mental Health trust.
- 1.10 PCH helps councils to improve the way they deliver adult social care, and public health services and helps Government understand the challenges faced by the sector. The programme is a trusted network for developing and sharing best practice, developing tools and techniques, providing support and building connections. It is funded by the Department of Health and Social Care and offered to councils without charge.
- 1.11 The key outcome of this review for Middlesbrough identified our skilled and knowledgeable workforce as our particular strength, but recognised a number areas of improvement linked to the joint working opportunity with the Mental Health Trust. An action plan will now be jointly developed to take the recommendations forward.
- 1.12 More recently in June, an on site focussed peer review was undertaken with regard to our Learning Disability service, this was a joint approach with Redcar & Cleveland Council and TEWV (Mental Health Trust). Reassuringly the initial feedback given demonstrated that as a local authority we fully understood ourselves, both in terms of our strengths and our areas to improve. There was some synergy with the findings of the mental health peer review in terms of our working relationship with TEWV.
- 1.13 Formal feedback will be provided in the next few weeks and a multi-agency action will be developed to progress the recommendations.
- 1.14 The two peer reviews have contributed to our CQC action plan, as a valuable insight from independent experts on our areas of focus.

Plans

- 1.15 I very much welcome the opportunity to see the valuable work undertaken by Adult social Care services first hand, therefore I have set up a plan with the recently appointed Director of Adult Social care to personally visit a number of services and understand the services they offer, any barriers and celebrate the work they do. I will provide an outline of my visits in future executive member reports.

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EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Executive Member for Children's Services

DATE OF MEETING: 09 July 2025

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

We will show Middlesbrough's children that they matter and work to make our town safe and welcoming and to improve outcomes for all children and young people.

Update:

- **Number of young people accessing early help via Middlesbrough Council:** 577
- **Number of foster carers with Middlesbrough Council:** 83 foster carers, 119 connected carers, looking after a total of 143 children.
- **Number of children in our care:** 498
- **Percentage of children in our care attending school:** 85.4% of all children. (96.2% at primary and 76.2.5% at secondary.) 67.8% of 16- to 19-year-olds in Employment, education and training.

HIGHLIGHTS

Early Help via the Stronger Families Service

- 1.1 The Stronger Families service aims to support families early in order to stop the need for young people being taken into care. Working with families to keep children in a safe home is better for the young person's wellbeing and it is more cost effective.
- 1.2 The workforce continues to be stable in Early Help, with very little turnover so children benefit from consistent and strong relationships with Family Practitioners. Workload is going down in Early Help due to reviews of cases that have been open over nine months – now at 17.6 children per FTE which is a significant decrease on the previous month.
- 1.3 98% of children closed to the Early Help service in May did so with positive outcomes achieved and Family Feedback informs us that families feel involved and have ownership of their plan. We know that the majority of children who have received early help services do not come back into early help following 12 months of case closure.
- 1.4 Our Family Help Strategy is focused on increasing the proportion of cases where external partners deliver interventions. This might be health, education, housing,

Recovery Solutions or charities like Barnardo's, and the MFC Foundation. Most of our early help cases (68%) are held by the Partnership.

Multi-Agency Children's Hub (MACH) and Assessment

- 1.5 The MACH is our front door – the first point of contact for concerns about a young person. The social work staff team within the MACH are permanent workers and are very effective in the day-to-day screening and signposting to appropriate services to the children of Middlesbrough and their families.
- 1.6 Following staffing changes, interim leadership arrangements and new practice leads are in place and ongoing recruitment is progressing. Two interim service managers are commencing over the next fortnight to provide overnight support to the MACH and Assessment Service.
- 1.7 Work is underway to strengthen practice in the MACH. We have put extra resources in to support audit work. To make collaboration easier with partners, a MACH referral portal is under consideration. We are also introducing AI tools to support screening. Work is commencing on a specific piece of work around the multi-agency contacts to the front door to review the volume and quality of these. A MACH strategic Board is meeting fortnightly to support improvements across the partnership. I receive regular updates on the action plan and discuss these with officers. As a result of this work, we are seeing improvements to the quality of initial screening work. Staff are working to develop the supervision and audit timeliness remain areas for development. I am confident this work will strengthen the service.

Fostering

- 1.8 The Fostering Service is split into three teams focussing on recruitment, support to current approved carers and support to connected carers – carers within the young person's wider family or friendship circle. Foster carers provide stable and supportive homes for young people and the work they do is more effective in terms of outcomes and cost than residential homes. All staff across the foster service are permanent employees – which is a sign of how Children's Services is stabilising.
- 1.9 The Modernising Fostering Project began in April and our Kinship Team is now fully staffed and working on updating our Kinship Care Offer.
- 1.10 Middlesbrough has now been recognised as a Fostering Friendly employer. The Fostering Team have held the first of the fostering events with staff at Fountain Court, to advise employees of the fostering role and the process to approval as a foster carer.
- 1.11 As part of Foster Care fortnight, I attended the Foster Care Celebration event alongside The Mayor. The event was a celebration of the people who do so much for young people in our town by providing them a safe and loving home as foster carers. The theme was the power of relationships this year and The Mayor spoke powerfully about his own experiences and the impact his foster carers have had on his life. The event was incredibly moving and it was an honour to see the awards and recognition given to foster carers.
- 1.12 We have been working to raise the profile of fostering in Middlesbrough and to celebrate the work our foster carers do on social media. A recent Facebook post which highlighted the anonymised case of the Middlesbrough boy, aged four, "who

needs your help” reached 117,000 people, had 1,100 shares and hundreds of comments. It led to 26 enquiries to Middlesbrough about becoming a foster carer and 29 enquiries to other Local Authorities in the region.

Cared for Children

- 1.13 Within Middlesbrough there are currently 492 children who are cared for with a further 16 children exiting care. 88.3% of all children in our care aged five and over are in education, employment or training (broken down as 96.7% of five to 15 years-olds and 64.5% of 16+.)
- 1.14 A project funded by the DfE looking at supporting reunification has now concluded. This work gave us additional capacity to review all children open to the cared for children's teams and assisted us to understand the family members taking additional caring roles. With the learning from this project and the addition of the new Kinship Team, we will be able to support family members to care for young people in a family setting.
- 1.15 Lower numbers of young people per Social Worker have been maintained and we continue to see a high level of knowledge from workers regarding the children and young people they are working with. As always, quality of work has been a focus, with regular service meetings taking place around good news stories, data and learning from audit, which assist the service in developing further. This has been recognised in the increased compliments from IROs, the Courts and other professionals.
- 1.16 Although still a high number of agency workers this is slowly improving with agency workers converting to permanent roles, early career social workers taking up posts in teams and experienced Social Workers joining us from other councils. This shows an improved confidence in Middlesbrough.

Pathways team - supporting our young people moving into adulthood

- 1.17 The Pathways team is a stable team and all managers will be permanent from August 2025. Our updated Care Leavers Offer is progressing and will soon move to the Corporate Parenting Board in July. This will include additional support to for Wi-Fi, keep in touch support, increased university and masters level support.

Safeguarding & Care Planning, Children with Disabilities, Aspire and Pre-birth Team

- 1.18 The Safeguarding & Care Planning team support children on a Child in Need and Child Protection plans, as well as children that are looked after for up to six months. Our Aspire team sits within this team and focusses on supporting children who are vulnerable to exploitation, trafficking or falling into criminal activity. We continue to monitor closely the number of children allocated to social workers and have seen an increase as children require allocation swiftly from assessment within our Safeguarding and Care Planning Teams. These numbers are higher than we would like. We are continuing with the recruitment of social workers for the Edge of Care Service. The Team Manager is now in place.
- 1.19 Children with Disabilities remains stable and improvements to reporting means we have assurance around visiting patterns for children being in line with risk and need. We are supporting more children with short breaks, correlating with an increase nationally of children with recognised SEN. The new Parent Carer Forum

is now up and running and raising profile, this will give us an opportunity for some focused work with parents to identify gaps within the Local Offer and Short Breaks offer to inform future commissioning,

- 1.20 The review of our Harm Outside the Home approach across the system highlighted some strengths and areas for development to practice further strengthen practice in the Aspire Team. I am sighted on this work regularly. Nationally the team received recognition for its work with the Police in securing a conviction against a Trafficker, who we know was involved in Organised Crime Gangs that were targeting some of our young people. The team has accepted invitations to visit to local authorities, one locally and one in London to talk about how this was achieved through effective partnership alongside our colleagues in the Police. I'd like to offer my thanks to the team for this work.

Residential and Supported Accommodation

- 1.21 Work is underway to stabilise our residential homes, improving quality and implementing a new practice model. Staff have been embracing this new model and report significant impact on the children they care for. The focus is on ensuring all our homes are graded as "good" as a minimum.
- 1.22 Gleneagles - our short breaks provision - has had a full inspection and received an overall grading of "good". Holly lodge had a full inspection in April and received an overall grading of "good" as did Future for Families. This is a much-improved picture as both of these homes were previously rated as requiring improvement. I'd like to thank staff for their hard work in achieving this.

Learning, Review and Development

- 1.22 Improving the quality and consistency of practice is a priority for Children's Services as a whole. Our Quality Assurance team have developed and timetabled training and delivered one-to-one support to practitioners in relation to best practice. Audit training for all managers who undertake them has taken place and we are seeing improvements in the quality as a result.
- 1.23 Our Participation team continues to work with our cared-for children and young people to hear from them how we can better shape and improve services. They also continue to work within local schools, canvassing the views of Middlesbrough children and young people. The refreshed Participation Strategy aims to increase their reach across Middlesbrough's children and young people. Additionally, the team is preparing an annual forecast of events to support increased engagement by allowing people to free up their diaries in advance. The team have also developed QR codes to invite feedback from our children, young people, their parents, carers, and professionals. This is due to go live at the end of this month and will be incorporated into the quality assurance reporting to inform service development.

2. THE TIME AHEAD

- 2.1 I will continue to support Children's Services with its work to improve practice across the service through my work at the Children's Improvement Board and directly with service leads.
- 2.2 We are working on plans for a Carer Leavers' Hub to support our young people as they leave our care. The refreshed Care Leavers' strategy will be discussed at the Corporate Parenting Panel, which I now chair.

- 2.3 I will be working to ensure changes of senior leadership are smooth and continue our record of stabilising Children's Services and creating a supportive culture amongst our workforce. I would like to thank all our staff for their hard work in keeping young people safe and giving them the best start in life.

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EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Executive Member for Development

DATE OF MEETING: 09 July 2025

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

Place & People

1. HIGHLIGHTS

Update:

1.1 Executive Decisions; Middlesbrough college investment. (**Approved 11 Jun 2025**)

The purpose of the report sought Executive approval to invest in expanded facilities, and capacity, at Middlesbrough College. The investment would allow for provision to meet the demand for expanded student capacity in engineering and technical qualifications (TTE) and provided an enhanced skills pipeline for the major industrial developments planned across the Tees Valley.

Executive Passed following proposals.

1. Approves investment in Middlesbrough College of up to £1,600,000 of capital funding from within the approved Capital Programme to enable facility expansion to grow the educational capacity of the college.
2. Approve an amendment to the existing lease of land at Middlesbrough College to introduce a rental value of £131,234 per annum, for a period of 20 years.
3. Approve that the arrangement set out was subject to acceptance by Middlesbrough College Board of Governors.
4. Approve the delegation of any administration and determination of the terms of the lease amendment to the Chief Finance Officer (S151).

1.2 Southlands Centre

Wharton Construction are now on site preparing the ground for the state-of-the-art new hub, which will replace the former Southlands Centre on Ormesby Road. Led by Middlesbrough Council - in partnership with MFC Foundation, the ambitious scheme will deliver top-class sports, education and community facilities. It will provide a base for grassroots football, youth programmes, mentoring, employability training and more – supporting people of all ages to get active, gain new skills and connect with their community. The facility is expected to be complete by April 2026.

1.3 **Newham Hall Infrastructure**

Work has started on the road infrastructure to support major housing development at Newham Hall. Subject to planning permission, up to 1,000 new homes could be built on the 71-hectare Newham Hall site in the Coulby Newham ward at the south of the town in the coming decades. A new road will provide access to the site, running from north to south from the Bonnygrove Roundabout to the B1365 and will be completed by April 2026. A temporary 30mph speed limit will be in force on the B1365 in the vicinity of the works. The £4.8 million scheme will be paid for through the Government's Levelling Up Fund 2 and will unlock potential for future housing development. The new road has been designed by Lynas Engineers and will be delivered by Cleveland Land Services on behalf of Middlesbrough Council.

1.4 **Canon Park Sub Station**

The Council are working closely with Northern Power Grid to identify a site for a new primary sub-station in the Canon Park area. The sub-station is required to provide the capacity in the grid for additional development, and ease constraints currently in place where new facilities are to be constructed, or major infrastructure is planned to be switched to electric power.

1.5 **Local Plan**

The Publication Local Plan was subject to statutory public consultation from March – April 2025, where representations were invited on the Plan's soundness and legal compliance matters. There were four drop-in events in various parts of the borough, where members of the public could talk to staff about the Plan. Approximately 480 representations were received from nearly 100 individuals and organisations. The Council has been processing and logging the representations, and providing a response to each of these, as part of preparing the 'Regulation 22 Statement' that is required by the legislation. This will be submitted alongside the Local Plan and other key documents to the Secretary of State, who will appoint a Planning Inspector to undertake an Independent Examination of the Local Plan.

A small number of representations have been received from statutory consultees that require further dialogue and assessment work to be undertaken ahead of submission. Whilst these representations raise issues that are not insurmountable, it is important that a resolution is reached before submission takes place in order to ensure smooth progression at Examination. In preparation for submission, the Council has appointed a Programme Officer (PO), which is an essential position without which the Examination would not be able to progress. The PO will commence work for the Planning Inspector once submission has taken place.

Town Centre Update

1.7 **New Cinema**

The new cinema development in Captain Cook Square is now complete. Subject to a license being granted in mid July, the three screen boutique cinema will open, offering a unique, more intimate experience to complement the larger multiplex experience provided by the new Odeon Deluxe. The Roxy Cinema represents the latest investment in Captain Cook Square, alongside Bazaar, Wendy's, Fun Shack and Level X.

2. THE TIME AHEAD

Update:

Upcoming Executive Reports in the Forward plan:

2.1 Nunthorpe Community Centre – Next Steps (Decision due: 16 Jul 2025)

To provide Executive with an update on the development of the new Nunthorpe Community Facility, provide details of the proposed lease agreement with Nunthorpe Parish Council, and to seek approval to proceed to construction.

2.2 Commercial Property Executive Report (Decision due: 16 Jul 2025)

To seek Executive approval for the administrative arrangements in relation to the bad debts and operating income accounts, relating to Commercial properties held by Middlesbrough Council.

2.4 Housing Solutions

The Council is considering proposals to invest in Social Impact Funds to free up some of the currently empty housing supply in the town. Work is ongoing to assess the viability of investing in a fund that would work with local partners to purchase and refurbish empty properties to be used by the Council as temporary accommodation. Proposals are expected to be brought forward in September/October, subject to the satisfactory completion of due diligence on the proposals.

2.5 Head of Strategic Housing

A new Head of Strategic Housing will join the Council in late July, marking a new approach to the provision of housing in the town. The role will specifically focus on:

- Reducing the Council's expenditure on temporary accommodation
- Bringing empty properties back into use
- Improving standards in the private rented sector

The role will work closely with internal and external partners to maximise the impact of any investment the Council puts into housing, to improve the lives of people in crisis, and reduce the amount of money spent with external landlords.

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EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Executive Member for Environment and Sustainability

DATE OF MEETING: 09 July 2025

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

A healthy place - Protect and improve our environment

Safe and resilient communities - Improved transport and digital connectivity

Update:

- *I continue to work on policy proposals for the short, medium and long-term.*
- *We will continue to work closely with local communities to protect our green spaces, and make sure that our roads and open spaces are well-designed, clean and safe.*

1. HIGHLIGHTS

Update:

- 1.1 I attended a Newham Hall Masterclass meeting on 25th April.
- 1.2 I attended a Boro Alleyways Project Meeting in Resolution House on 21st May.
- 1.3 I attended the “Beyond Gold: Shaping Middlesbrough’s Food Future” event, run by Middlesbrough Environment City on 5th June.
- 1.4 I attended the “Boro Cereal” event at Kirkleatham Walled Garden. This featured innovative and inspiring ideas from four Middlesbrough primary schools to improve the physical environment and mental wellbeing.
- 1.5 I visited Coulby Newham for a site visit with councillor Branson on 26th June.

2. THE TIME AHEAD

Update:

2.1 Traffic Signals/UTMC

Pedestrian crossing upgrades 2025/26:

- Ormesby Road/Southland Centre – Puffin Crossing planned installation start date 27.07.25

2.2 Highways

- Verge replacement and footway improvement work programmes have been developed and we are underway with implementation of the programme for 2025/26.

- There are 13 planned verge works schemes and 22 planned footway schemes.

2.3 Bridges and Structures

2.3.1 Transporter Bridge

- Digital monitoring of the movement of the bridge continues and will feed into the design/repairs going forward.
- Discussion around options for the future operating model of the structure are ongoing and funding streams need to be clarified.
- A preliminary design programme has been confirmed with regular meetings scheduled with contractor to discuss updates.

2.3.2 Newport Bridge

- The additional bearing works to the main bridge span are due to start in summer 2025 – dates to be confirmed.
- The works are led by Stockton on Tees Borough Council in collaboration with Middlesbrough Council.

2.3.3 Newport Approach Road Bridge & Structures

- All the 2024-25 planned works to the Newport Approach Road and Bridges were completed.
- In 2025-26, we will be installing a semi-permanent vehicle restraint safety (VRS) barrier to both sides of the approach road and main bridges along with a new lane layout – once this work is undertaken and the 2025-26 bearing works are complete the current cone traffic management will be removed. The VRS works will be co-ordinated with the bearing works on the main Newport Bridge span.
- Future programme: Works to replace/rebuild the footways on the main part of the approach structures will be programmed over the next 2-3 years subject to funding.
- Temporary netting is required to the underneath of the footways to ensure the safety of the rail infrastructure – these works will be undertaken in collaboration with Network Rail, and we are negotiating rail possession with a works start date to be confirmed

2.3.4 Principal and General Bridge Inspections

- We are liaising with the contractor to complete two reports for the 2024-25 inspection work.

2.3.5 Longlands Road overbridge

- The bridge inspections took place, and we are awaiting the report. A design, principal designer, AIP, and technical approval phase will follow in 2025-26.
- The major works are likely to be programmed for 2026/27 subject to the necessary funding being in place.

2.3.6 A66 Structures

- We are currently putting together a specification for a works programme to the bridges at Cannon Park Interchange (Newport Roundabout), Hartington Interchange, and All Saints Viaduct.

2.3.7 Borough Road Flyover

- Concrete testing works and a report are due to be undertaken.
- Works on the design, Approval in Principle, Principal Designer and technical approval for replacement of the bridge joints, bearings, and carrying out localised hydro demolition and concrete repairs, will likely take place in year 2026-27 based on current budget projections.

2.3.8 A174 Marton Interchange Overbridge

- The A174 Marton Interchange Overbridge project includes replacing the bridge deck waterproofing and resurfacing, concrete repairs to the abutments and the installation of suicide prevention parapets.
- Work has been delayed due to contractual reasons, a new draft programme is being reviewed, with works due to start imminently once agreed, and the contracts are signed.

2.3.9 Linby & Belle Vue Footbridges

- This project will include: painting; installation of suicide prevention parapets/cages; structural repairs to piers and decks; new bearings; concrete repairs; other repairs; and lighting installation.
- The design phase is coming to a close; the next stage will be to undertake the works. This work will progress after year 2025/26.

2.3.10 Bridges Small Schemes

- These works are being postponed due to funding constraints/review.

2.4 Carriageways

2.4.1 The remainder of the 2024-25 resurfacing work on Hall Drive, Tollesby Road and Glendale Road is expected to be undertaken in July-August 2025. This was delayed slightly due to new traffic calming measures and utility connections to the housing development off Hall Drive.

2.4.2 A surface dressing contract for Stokesley Road, Coulby Newham, and Brass Castle Lane has been tendered and we are currently undertaking the necessary procurement processes and legal contract stage. Works are expected to start at the beginning of September 2025.

2.4.3 The main 2025-26 resurfacing contract and micro asphalt contract are due to be tendered at the end of June, with works to start late-September/ early-October 2025, and continuing until the end of the financial year. Stand out classified road schemes involve three eastbound sections of the A66, a further phase on Marton Road, and a large part of Longlands Road. The unclassified roads programme will see eighty-two thousand m² of asphalt laid, covering 12.6km (7.8 miles) of the road network.

2.4.4 A full list of resurfacing schemes will be published on the Council's website and was made available at the end of June 2025. The weekly road works report will regularly update start and duration dates of all the works, and this can also be viewed on the Council's website.

2.5 Flood Management

- 2.5.1 Work continues on the clearance of the Gullies in line with the adopted risk-based approach in prioritising Gully cleansing. We continue to work proactively on flood risk management through joint working with EA and NWL and increasing our knowledge of the network and improving the long-term planning for reducing flood risk.
- 2.5.2 The new surface water flood maps have been published and we are currently reviewing them to identify any new areas affected by flooding and if a flood protection scheme is required. Work also continues reviewing and updating the Flood Risk Asset Register and also in identifying potential flood risk of Culverts.

2.6 Public Rights of Way

- A full survey of the currently recorded Public Rights of Way network continues to be undertaken. A small number of furniture improvements and drainage works are due during 2025.

2.7 Highway Licences

- Work continues to make more applications available online. The migration of highway licence management to our updated Asset Management Software System is complete.
- The Highway Improvement works licenced on Keith Road, The Vale, Marton Burn Road, Ashfield Avenue as part of the development continue as advertised.

2.8 Street Lighting

- The 2025/26 column replacement programme is underway in various wards throughout the town.
- Works are ongoing to upgrade the street lighting and subway lighting in TS1 & TS3 with funding from DLUHC.
- We are also installing new street lighting on behalf of Esh Construction/Thirteen in Grove Hill and Union Street.

2.9 Waste Services

- 2.9.1 Middlesbrough Council are now making good progress with the introduction of Food Waste Collections commencing in 2026. We have procured our fleet of vehicles, designed our collection rounds and are currently working with our procurement colleagues to procure a company to deliver approximately 50k caddies to domestic properties across the town. Further to this we are awaiting approval to go weekly with our recycling collections to ensure we conform with the 2026 recycling regulations introduced by Defra.
- 2.9.2 Garden waste we have 20,129 subscribers with a total bin count of 22,692 bins at residential properties. To date the garden waste service has generated approximately £856,420.
- 2.9.3 Our Alley Cleansing Programme is continuing to make much needed improvements in our alleyways. We are recruiting for a further 6 members of staff week commencing 23/06/2025 to join our alley cleansing team.

2.10 Area Care

- 2.10.1 Area Care are continuing with our Spring/Summer Grass Cutting Program with the hire of the additional 4 front deck ride on rotary cutters.
- 2.10.2 Area Care teams have now completed their scheduled winter pruning of shrub beds and hedges prior to the bird nesting season. We are currently completing a small number of heavy pruning requests as emergency only such as low hanging branches, overhanging branches, Street Light Column obstruction requests and CCTV coverage obstruction requests.
- 2.10.3 We are also now carrying out strimming and weed spraying around street furniture, fence and wall lines along with the pruning of low tree branches to allow safe access for the grass cutting teams.
- 2.10.4 Area Care teams have also been busy preparing the various summer bedding sites around the town ready for the planting which commenced in the week commencing 16th June 2025.

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EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Executive Member for Finance

DATE OF MEETING: 09 July 2025

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

Delivering Best Value

1. HIGHLIGHTS

Update:

2024/25 Final Outturn

- 1.1 The net revenue budget year-end outturn for 2024/25 is an underspend against the agreed budget of £2.257m (1.6%) which is an improvement of £2.251m from that reported at Quarter Three.
- 1.2 Due to this improved financial position of the Council during 2024/25 the only element of the £13.400m Exceptional Financial Support (EFS) approved in principle by the Ministry of Housing, Communities & Local Government (MHCLG) that will be required to be used in 2024/25 is £2.443m of the £4.700m provided to set a balanced budget in 2024/25 (this is still subject to formal approval by MHCLG).
- 1.3 I am pleased to be able to report that as the amount of EFS required is now much lower, a relatively small proportion of capital receipts already held by the Council will be utilised for the EFS rather than borrowing which was originally advised to Elected Members would be the case. This will mean that the Council will not incur any capital borrowing costs.
- 1.4 The savings for not having to borrow for exceptional financial support purposes are set out below. Borrowing would have been from the public works loan board over a 20 year period. The capital financing savings are as follows:

£13.400m – £1.121m p.a. If the full amount was financed by borrowing

£4.700m - £0.393m p.a. If the amount needed to balance the budget was financed by borrowing.

£2.444m - £0.205m p.a. If the amount needed to balance the outturn position was financed by borrowing.

- 1.5 The use of capital receipts for EFS will not affect the planned use of capital receipts generated from asset sales for the Transformation required by the Council in future years.
- 1.6 The final year-end underspend of £2.257m includes £2.816m of net savings which were not deliverable in 2024/25, however these were offset by a total of £5.073m of net underspends across the Council.
- 1.7 The final year-end underspend of £2.257m includes £6.457m of net underspends which were one-off in 2024/25 only.
- 1.8 The General Fund Balance was £11.100m and usable earmarked unrestricted revenue reserves were £10.554m at 31 March 2025. This means that the Council had a total of £21.654m of usable unrestricted revenue reserves at 31 March 2025. This is in line with that recommended by the Director of Finance in the Reserves Policy for 2024/25 approved by Council on 8 March 2024 to rebuild the Council's financial resilience
- 1.9 We do need to be mindful of the fact that some of the savings are one-off and of departments, particularly Children's Services where we are still experiencing major pressures. We're certainly not completely out of the woods and are not taking our eye off the ball.
- 1.10 This position has been achieved through a lot of hard work, with members and officers working together and as I did at the recent Executive meeting, I would like to thank officers, the Mayor, Executive and those councillors who have given their support.

Members Small Scheme (Capital) and Priorities Fund Ward Allocations

- 1.11 I have been working with officers on both of these schemes and notification was sent to members by officers on 27 June with further guidance and how to apply.
- 1.12 For the Members Small Scheme (capital) in order to increase the funding available for schemes this year and to provide a more even distribution of funding, I proposed an amendment to the Capital Programme which was agreed by the Executive on 11 June 2025. This will now provide £150k instead of £60k 2025/26 and a minimum of £120k, instead of £210k for a further round in 2026/27. As this scheme has not operated in recent years the lower amount of £60k seemed inadequate for this year.
- 1.13 My intention is that for 2026/27 the scheme will be opened for proposals from members at a much earlier stage. This year it made sense to run it alongside the revenue ward allocations from the Priorities Fund which is one-off funding and only planned for one year.
- 1.14 A briefing for all members on the two schemes is being currently being planned.

Review of Councillor Gateway

- 1.15 Following earlier positive feedback, it subsequently became clear that members were experiencing a variety of problems with Councillor Gateway. As a result of this I requested that officers initiate a review of Councillor Gateway with members and that has now been carried out and the cross-departmental Project Board, comprising of officers and including Cllr Gavigan and myself reconvened.

- 1.16 An action plan arising from responses from members has been formulated and progress against this will be monitored by the board and members will also be updated.
- 1.17 There is currently a backlog primarily in Environment and Community Services (ECS) which is where the vast majority of enquiries relate to. ECS are part of the project board and are looking at solutions to clear this backlog. However, there are also issues which have been identified in relation to the operation of the system itself.
- 1.18 Recruitment to a post of Councillor Gateway Officer is underway.

2. THE TIME AHEAD

Update:

Setting the scene-changes to Core Spending Power

- 2.1 As has been repeatedly flagged up over the years, austerity and cuts to local authority funding has hit area like Middlesbrough with higher levels of deprivation, greater demand for services and less ability to deliver raise money locally through council tax and business rates hardest.
- 2.2 Core Spending Power is a measurement by government of the core revenue funding available for local authority services through the local government finance settlement. It consists of government revenue grant funding made available through the settlement, locally retained business rates and council tax at levels assumed by central government.
- 2.3 I have used a resource provided by SIGOMA (Special Interest Group of Municipal Authorities) of which Middlesbrough is a member to illustrate this through comparison with other authorities. SIGOMA have calculated the real term change in Core Spending Power per household from 2010/11 to 2024/25.
- 2.4 For England on average there was a real term reduction in core spending power per household of £556 over that period
- 2.5 In Middlesbrough that real term cut in spending power was £958 per household, 72% above the figure for England
- 2.6 In neighbouring North Yorkshire the reduction was only £261 per household or 53% below the England total.
- 2.7 Wokingham in the leafy south, actually saw areal term increase in Core Spending Power of £116 per household or 121% below the England total

The Fair Funding Review 2.0

- 2.8 The Fair Funding Review 2.0, published on Friday 20 June 2025, is a consultation on the government's proposed approach to local authority funding reform through the Local Government Finance Settlement from 2026-27.
- 2.9 Published alongside this consultation are the "needs" shares for all of the Relative Needs Formulas (RNFs).

- 2.10 This fairer funding system, which is undoubtedly good news for Middlesbrough, will target money where it is most needed. It will take account of the different needs and costs faced by local authorities in urban and rural areas, and the ability of individual local authorities to raise Council Tax.
- 2.11 It represents a fairer and simpler approach overall, with fewer formulae, whilst also proposing that in certain high-cost areas, like temporary accommodation and home-to school transport, bespoke formulae are justified.
- 2.12 Some of the key points are summarised below.

Changes in Funding Distribution

- significant shifts in funding distribution, with notable changes in "needs" assessments affecting various local authorities
- shift in needs assessments and funding from Inner London and shire districts to shire counties and unitary authorities
- Metropolitan districts to receive a larger share of needs, but increases may be minimal
- Significant changes anticipated in funding for 2026/27

Multi-Year Settlement for Local Authorities

- Multi-year settlement for 2026/27 to 2028/29
- First multi-year settlement since 2016/17
- Provides certainty for financial planning, but some authorities may face significant cuts.

Simplifying funding formula

- Grants from across government will be brought into large ringfenced consolidated grants, delivered as part of the Settlement. Anticipated to be 4 ringfenced consolidated grants – This document was classified as: OFFICIAL Homelessness and Rough Sleeping Grant, Public Health Grant, Crisis and Resilience Grant and Children, Families, and Youth Grant
- End of competitive bidding between local authorities for grants
- Shift towards outcome-based accountability for local authorities
- Seeks to roll in current grants which are part of the existing settlement into Revenue Support Grant (RSG), include New Homes Bonus, Recovery Grant, 3 adult social care grants, Children's Care Prevention Grant and maybe NI Contribution. Also other grants outside the Settlement that cannot be placed into a suitable consolidated grant.

Council Tax Equalisation Plans

- As central government funding has reduced, over time, local authorities have become increasingly reliant on locally generated revenue from Council Tax, but the ability to raise Council Tax has not been fully accounted for when allocating grant funding. The government believes it is not right that these areas do not currently receive their 'fair' share of government funding
- The government proposes to act as an equaliser for local government income, directing funding towards the places that are less able to meet their needs through locally raised income • Full council tax equalisation planned for 2026/27

- The objective of equalisation is to make funding available in such a way as to enable all local authorities to provide the same level of service to their residents
- This will be based on an assumed or “notional” level of Council Tax for all authorities, not local income

2.13 Council Tax

The government confirmed that there are “no plans to reform council tax”. To be clear the above Council Tax equalisation relates to the approach to accounting for Council Tax income in the allocation of government funding and as mentioned above this is a key focus of funding reform proposals. There has been some confusion over this in the media.

There are some changes proposed to the administration of council tax, including changing council tax billing from 10 months to 12 months by default.

2.14 Transitional Arrangements

- Transitional support package proposed to mitigate funding for certain authorities, ensuring no cash-terms reductions in overall funding
- Transition to occur over three years, with bespoke arrangements for affected authorities facing significant losses. As it is proposed to move local authorities to their new allocations over the three-year settlement, by phasing in the new methodology to gradually move to their updated funding allocations, the full effect of the Settlement Funding Assessment will not be felt until Year 3 (2028/29), although positive impacts will be felt from 2026/27.

2.15 What this means for Middlesbrough

Although, as stated above, this is undoubtedly good news for us, further information is needed before we know more clearly what this means for Middlesbrough and officers do need more time to analyse the consultation before determining any estimated figures.

2.16 As things become clearer a briefing will be provided for all members.

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EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Executive Member for Neighbourhoods

DATE OF MEETING: 9 July 2025

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

Safe and resilient communities - Creating a safer environment where residents can live more independent lives.

1. HIGHLIGHTS

Update:

- 1.1 Neighbourhood Action Partnerships (NAP's) have been introduced across Middlesbrough in the 4 areas i.e. North, East, South and West. These are multi-agency partnership forums aimed at giving elected members a voice in how services are delivered in Middlesbrough. In addition to the NAP's, we also have 4 locality hubs based in each of the areas. This is where multi-agency teams work together on a daily basis to tackle the issue that matter most to local residents and businesses.
- 1.2 This report highlights some of the initiatives and success the past month.
- 1.3 **MHCLG Funding Update**
The Council received £1.9m from Central Government last year to tackle crime and antisocial behaviour. This funding has been utilised on many town-wide capital projects which are now nearing completion;
 - Railings installed outside of Pallister Park Primary School to address illegal parking.
 - 50 cardboard cut-out children & policemen provided to Primary Schools across the town to reduce traffic congestion and improve road safety.
 - Installation of additional litter bins at various locations across the town
 - Portable football goals purchased to be utilised by our local Youth Providers to deter young people from crime and anti-social behaviour.
 - Cameras installed in Newport and North Ormesby back alleys to tackle fly-tipping
 - Target hardening packs - these are currently being distributed to vulnerable, elderly, repeat victims of crime and domestic abuse. The packs contain; video doorbells, security lights, alarms, TV simulators, timers, door restrictors, cactus strips, sash jammers, bolts and window vibration alarms.

- Kick rails/lego blocks to address off-road bikes – work is ongoing at 69 locations
- Galvanised gates installed at 3 locations in East Middlesbrough
- Additional CCTV installed in 13 hotspot areas across the town
- Lighting upgraded in Newport, North Ormesby & all sub-ways
- Signage to be installed on alley gates in Newport, North Ormesby & Linthorpe to tackle fly-tipping
- Purchased mobile boxing gym
- Anti-graffiti coatings to be used in all subways & underpasses
- Upgrade of dual use communal bins in North Ormesby & Newport ongoing
- Upgrading of help points in council car parks
- Purchased litter picking equipment & dog fouling signs
- Additional signage installed around Hemlington Lake



- 1.4 Following the knife crime summit held at the Riverside Stadium earlier this year, a Cleveland wide knife crime action plan was launched recently by Matt Storey, Police and Crime Commissioner. The Knife Crime Action Plan has been developed through in-depth analysis and collaboration with key stakeholders, demonstrating a collective commitment to improving safety. This plan focuses on reducing knife crime through early intervention, community engagement and sustainable support for those at risk
- 1.5 The neighbourhood team also coordinated support for Cleveland Police's Operation Sceptre which took place in May. It is aimed at reducing knife crime by providing educational and engagement resources for both looked after care providers and youth justice professionals.
- 1.6 In June a new campaign has focused on cybercrime and reducing opportunity for those engaged in cyber related offences. The campaign builds professionals awareness and provides resources for professionals working with a variety of vulnerable groups including young people and adults with additional needs to help build their resilience against cybercrime.

North

- 1.7 One of our most prolific beggars in the North breached his Criminal Behaviour Order and was sentenced to a 22-week prison sentence.


- 1.8 Three males causing a nuisance riding off road bikes around Central and Newport areas have had the bikes removed and have been issued with contracts to deter any further behaviour.
- 1.9 There has been a significant reduction in ASB reports after Middlesbrough Council Staff and Police Licencing put new conditions in place at a local off-license shop. This has led to a reduction of issues of drunk people and youths causing issues around the area.
- 1.10 The neighbourhood team has attended Young at Heart 2021 for their stained glass workshop and cultural connection BBQ. It was great to see people from different communities and cultures enjoying time together and learning something new. The team also visited Linthorpe Primary School to monitor the grant funded Story and Studio where workshops are being delivered in many schools to look at identity through art and creative writing. Both projects are funded via the Recovery Grant Fund. #WeAreMiddlesbrough
- 1.11 Over 800 people attended a Community Fun Day event at Newport Community Hub on the May Bank holiday. The event was an opportunity to engage with local residents and discuss local issues as well as build community cohesion with those who attended. The event was supported by the Friends of Newport Settlement.



- 1.12 Myplace held an amazing VE day celebration and the three Ward Councillors joined in the celebrations.



East

- 1.13 Following reports of youths targeting properties at Shelton Court in Thorntree, Neighbourhood Officers obtained CCTV and identified six youths responsible. All six youths were issued with warnings.
- 1.14 Following complaints from residents regarding youths trespassing and causing a nuisance on the roof and to the rear of Vaughan Shopping Centre. The Neighbourhood team reviewed the CCTV and observed youths climbing on partially built buildings, swinging on scaffolding and throwing missiles. As a result, Officers were able to identify a number of youths which resulted in warnings being issued.
- 1.15 During routine patrols Neighbourhood team observed a vehicle being driven in a suspicious manner and they recognised the individuals inside as being concerned with the supply of drugs throughout the community. Council Officers made Police aware of the vehicle location and Police detained one adult male. The Neighbourhood team then recovered three packages from a garden which contained approximately 100 small grab bags containing what is believed to be crack cocaine. The packages were handed to Police and investigations are ongoing in relation to this matter.
- 1.16 We're delighted to share the news that construction work on East Middlesbrough's new community facility and sporting hub is set to begin in the coming weeks. Middlesbrough Council received planning approval for the development on the former Southlands site last year.
- 1.17 Middlesbrough amateur boxer, Balal Hussain won Tyne, Tees and Wear 60kg elite belt that was vacated by clubmate Haris Zaman at Middlesbrough ABC's home show that took place at No.1 Amalgamated club. Haris also reached the ABA senior finals, where he narrowly missed out on gold. The competition is as prestigious as it gets for Amateur boxing. The local boxers and volunteers are a credit to Middlesbrough.
- 
- 1.18 The Neighbourhood team has been working with a group of residents to re-establish the long standing North Ormesby History Group. The previous History group had left behind a wealth of information and artifacts in North Ormesby Community Hub when the former group ended. After speaking with residents there was a clear demand for a History Group, given North Ormesby's rich history and heritage. With the power of social media, the group has quickly gained members and has gone from strength to strength.
- 1.19 Thorntree Hub's amazing team of volunteers (FAST Team) hosted accessible community activities during the May half term on Wednesday 28th & Thursday 29th May. The team are a credit to the community at Thorntree, they constantly give up their time to ensure families have events and activities to attend during the half term. They already have 4 days of FAST activity planned for the summer on 23rd & 24th, 30th & 31st July before hosting Thorntree Community Hub's family fun day on Monday 4th August. If you haven't already, get down to the hub on these dates and participate in some family oriented, family fun.

South

- 1.20 Various levels of enforcement action have been taken against 10 young people who have been identified in Hemlington involved in incidents of throwing missiles at passing vehicles and at properties. The police have arrested 2 individuals who have been bailed pending further investigation. The Neighbourhood team, Councillors and Police are working closely with Stagecoach to further identify those responsible.
- 1.21 Residents of Boscombe Gardens, Hemlington were invited to a drop in session to discuss recent incidents of ASB where a number of properties were being targeted by youths throwing missiles at their properties. The Neighbourhood team, Cleveland Police and Thirteen Housing attended and updates were provided to residents. A proposal for a CCTV camera on Boscombe Gardens is being investigated and various crime prevention items were issued to residents, including security lights, window alarms and video doorbells.
- 1.22 A problematic tenant in Marton East has been evicted following a landlord being supported by the Neighbourhood team. A supporting statement was provided to the landlord's solicitor and the officer attended court to support the application. The landlord, his solicitor and the local neighbours are extremely happy with the outcome.
- 1.23 The Neighbourhood team have been supporting Elmstone Gardens Community Group with becoming constituted, applying for funding to celebrate VE Day, planning activities in the community centre coffee mornings and bingo and setting up a Neighbourhood Watch Scheme.



West

- 1.24 Great partnership work has been carried out on Newbury Avenue after the Neighbourhood Team received complaints about drug taking and drug dealing, shouting and fighting in the street and general ASB from the tenant and visitors of a property. Thirteen Housing took immediate action and tenant signed a termination and Police arrested 2 wanted individuals from the address.
- 1.25 The Neighbourhood team have been investigating a group of youths who had been reported for fire setting in the Whinney Banks area. Working alongside youth services, a number of these youths have been identified with all youths receiving home visits from Council and Police with warnings being issued. Those identified are also be encouraged to attend Fire Setters Intervention courses ran by Cleveland Fire Service.

- 1.26 The Neighbourhood team attended ward drop in (Cuppa with a Coppa) alongside local PCSO and Councillors. A number of concerns were raised, which relevant agencies are investigating. We also encourage residents to attend these sessions to express any concerns they may have in the area they live.



- 1.27 Friends of Acklam Library obtained funding for 2 VE Day parties. The children's party was held in the morning, with a rhyme time session, craft session to make red, white & blue pompoms and lots of food to finish off.
- 1.28 The adults were treated to an afternoon tea, with plenty of sandwiches and cakes. There was a quiz and our dementia group led a singalong.



EXECUTIVE MEMBER REPORT TO COUNCIL

EXECUTIVE MEMBER: Executive Member for Public Health

DATE OF MEETING: 09 July 2024

The purpose of this report is to provide an update to members on areas of activity within my portfolio including performance against strategic priorities.

COUNCIL PLAN PRIORITIES

A healthy place

Safe and resilient communities

Update:

- *I am particularly proud to congratulate Recovery Solutions on a fantastic CQC Inspection result. The brilliant work they do is a testament to the commitment of our staff to helping our residents to live longer, healthier lives. It is great to see their dedication and compassion being properly recognised with an 'outstanding' rating in the 'Caring' category.*

1. HIGHLIGHTS

Update:

1.1 Creating Healthy Environments Public Health Programme

1.1.1 The Homeless Football World Cup

- The Homeless Football World Cup is an annual event that seeks to use the power of football to engage those that have or may experience homelessness, social isolation or addiction issues. The trials to select the team to represent England at this year's event took place at Middlesbrough Sports Village on Thursday 15 May, the first time any trials have taken place outside of London.
- The trials, coinciding 10 years to the day since the official opening of Middlesbrough Sports Village and forming part of their 10-year anniversary celebrations, attracted 110 participants from across the North East, Liverpool and London. Led by Public Health South Tees and the Culture Team the trials were organised in partnership with Middlesbrough Football Club Foundation and the national homeless football charity Street Soccer. David Duke, Street Soccer's CEO, was interviewed by Middlesbrough Football Club's Gordon Cox in front of an audience of VIP's from across Teesside. David provided a captivating insight into the challenges he faced whilst homeless in Scotland and how playing football with others facing similar challenges to himself provided a reason for hope and a pathway to a more secure future.

- The trials in Middlesbrough proved to be an enormous success raising hope and aspiration whilst also identifying two players to represent England in the showcase Homeless Football World Cup Finals later this year in Oslo. Public Health South Tees and colleagues across the Council are now turning their attention to the future and how it can best harness the power of football to assist more people across South Tees experiencing homelessness, social isolation or addiction issues. Options currently being considered include developing an annual programme of homeless football engagement; continuation and enhancement of an annual event to act as trials for the Homeless Football World Cup; and bid to host the Homeless Football World Cup in Middlesbrough 2030 as part of the town's bicentenary celebrations.

1.1.2 Holiday Activities and Food Programme - Bring it On!

- Bring it On Boro was delivered during the Easter Holiday period. 50 providers offered HAF provisions and created 8,888 Universal places and 412 SEND Specialist places, this equated to 25% of eligible children and young people who accessed the programme.
- The percentage of eligible children and young people who accessed the programme at Easter decreased in comparison to the previous year's Easter delivery, however the 20% target from the DfE was reached. Whilst there has been a significant increase in FSM eligible numbers the funding allocated for the Middlesbrough programme decreased, impacting on the number of sessions and providers that could be funded. In addition, the late confirmation of funding from the DfE directly impacted on the Easter uptake, advertising from providers was of a varied quality and no household support funding was available to open up places to those children not in receipt of FSM (if spaces are available for non FSM – this does have a positive impact on FSM numbers).
- The summer HAF programme commences Monday 21st July 2025. Following the concerns at Easter we have worked with providers on their advertising, produced a new marketing plan, Household Support Funding is available and there is a new booking platform being used – EEQU. This will check a child's eligibility on point of booking and will enable detailed reports / data are available to inform any changes that may be needed.

1.2 Vulnerable People Public Health Programme

1.2.1 CQC Inspection Result - Recovery Solutions

- The recent Care Quality Commission (CQC) inspection of Recovery Solutions, took place over four days in February. The CQC is the independent regulator of health and adult social care services in England. Their role is to assess how safe, effective, caring, responsive, and well-led services are. During the visit, inspectors met with many of the team - both individually and in groups - and spoke with our partners and service users.
- The service received the following ratings:
 - Safe – Good
 - Effective – Good
 - Caring – Outstanding
 - Well-led – Good

- Responsive – Good
- These ratings give us an overall outcome of “Good”, with special recognition for the exceptional care and compassion the team demonstrate every day, reflected in the “Outstanding” rating for Caring.
- This achievement is a testament to the dedication and the positive impact staff make on the lives of those we support. A few areas for development were identified, and we have already begun work to address these as part of our continued focus on improving quality and driving ongoing service improvement.
- The full inspection reports are now publicly available.

1.3 Health Protection Public Health Programme

This quarter, the Health Protection Public Health Programme has made significant progress in strengthening local preparedness, planning, and vaccination equity across the Tees Valley including:

1.3.1 Outbreak Management and IPC Policy Development

- We have successfully developed and ratified the Local Authority Outbreak Management Plan and an updated Infection Prevention and Control (IPC) Policy. Both documents have been formally signed off by the Health Protection Assurance Partnership Board and the Local Management Team (LMT). These updated policies reflect current national guidance, lessons learned from recent incidents, and feedback from local partners.

1.3.2 Pandemic Preparedness and Exercise Pegasus

- Work is underway to update our Pandemic Preparedness Plan in line with national expectations ahead of Exercise Pegasus, a multi-agency national simulation exercise designed to test local and regional responses to a future pandemic. To support this, we will be holding a local workshop on 1st August with partners to test our draft plan, identify gaps, and make necessary amendments prior to the formal exercise later in the year. The session will bring together health, emergency planning, social care and community partners to strengthen our shared readiness.

1.3.3 Tees Valley Immunisation Programme

- The Tees Valley Local Immunisation Steering Group has now finalised the Childhood Vaccination Equity Programme, developed using the £190k funding allocation from the ICB. The programme will focus on engagement and co-production with target groups across the Tees Valley. In Middlesbrough, the local focus will be on improving uptake among migrant groups, asylum seekers, and refugees.

1.4 Health Prevention Programme

1.4.1 CVD Prevention & NHS Health Checks

- New Service Specification accepted by GPs from 1st April for delivery of NHS Health Checks (ages 40-74) to identify CVD risk in participants. New spec encourages better referrals to Stop Smoking and Alcohol reduction services for those patients needing support. An additional community offer for the checks has been created through partnership with ELM GP Federation to reach communities

most at risk or hesitant to access checks in GP surgeries. Two community BP projects are also continuing through our health champions who are offering BP checks in communities, with significant figures finding high BP readings leading to referrals to GPs.

1.4.2 COPD Better Health Warmer Homes Project

- First phase of this project completed, which involved ensuring patients suffering from COPD could access fuel vouchers to ensure they are able to function in warm homes. Aim to complete by August 2025 with full evaluation of all health benefits associated with receiving fuel voucher support for these patients.

1.4.3 Poverty collaboration

- Continuing to work with Localmotion and wider partners to develop collaborative work that could support the Council in its objective to address poverty. Meetings have been held with Middlesbrough Collaborative in relation to potential partnering on gendered poverty projects commencing this year.

1.5 Mental Health and Emotional Resilience

1.5.1 Mental Health Awareness Week

- During May, this national campaign was promoted to celebrate the power and importance of community on our mental health. We know that being part of a community is vital for our mental health and wellbeing. We thrive when we have strong connections with others and supportive communities around us. Social media was flooded with positive wellbeing community messages and Middlesbrough Health Champions, Council Mental Health First Aiders and schools all shared tools and tips for mental wellbeing and ways to get involved with their communities to boost mental health and access to support if needed.

1.5.2 Dementia Action Week

- Dementia Action Week is a national awareness campaign, from 19th – 25th May 2025. This year's theme was: "Recognise the Symptoms. Act Early. Support Better"
- The week aims to raise awareness of dementia and its early symptoms, encourage timely diagnosis, promote support networks and services for people living with dementia and combat stigma and build dementia-inclusive communities. A timetable of activities took place during the week in Middlesbrough including:
 - Pop-up information stalls at Hill Street Centre and the Parkway Centre Coulby Newham with Dementia Support Services including Dementia Action Teesside, Alzheimer's Society, Carers Together, Healthwatch, MBC Staying Included Team, Age Friendly Middlesbrough, North Ormesby Day Centre and the Woodside Memory Clinic - to provide information and advice and signposting.
 - Lunch and Learn Session at the Mustafa Centre Middlesbrough hosted by the BME Network CIC and Public Health which focused on raising awareness about Dementia and Cancer within the South Asian community. The event explored the signs, challenges, and support available for those affected by Dementia, and also launched a new Cancer Awareness initiative aimed at encouraging early detection and improving understanding in our communities.

- Facilitated a spotlight on Dementia Friendly Businesses in Middlesbrough, which included interviews and videos which were promoted on social media to raise the profile and for public awareness of what's on offer in Middlesbrough for people living with dementia and carers.
- Facilitated several dementia awareness sessions with MBC Staff and bespoke sessions for dementia carers.

1.5.3 **Live Well Centre Ageing Well Hub**

- The new Live Well Centre Ageing Well Hub Timetable is being established which includes a range of activities throughout the week delivered by internal and external partners and include:
 - Health and Well-being Sessions, History Walks, Digital Support, Confidence Building, Books on Prescription and a drop in Coffee Morning with Guest speakers and visits from Professionals including Middlesbrough Community Learns, Recovery Connections, Safer Communities, North East Ambulance Service, Occupational Therapy, Employment support and Falls Prevention.
- Numbers of attendees are intermittently low but a communication plan is being developing to raise the profile and we have recruited more Age Friendly Ambassadors to circulate and share activities information with older people in the community.
- Seniors Connected Team (Collaboration with Middlesbrough Libraries and Public Health) have been awarded £23,709.03 additional Know Your Neighbourhood Funding for:
 - Procuring alternative provision for longer-term continuation of activity
 - Securing a legacy
 - Supporting ongoing groups
 - Building upon existing networks, extend co-design activity with community groups and supporting intergenerational activities outreach and creative engagement
- Public Health have agreed two years funding for the Seniors Connected / Age Friendly Project Coordinator post which is going out to advert and will support the AF and SC project activities and the development of the Ageing Well Hub, but will also have a focus on Community engagement.

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EXECUTIVE MEMBER REPORTS AND ADDITIONAL INFORMATION

SECTION 2 – DECISIONS TAKEN THAT HAVE BEEN THROUGH THE CALL-IN PERIOD

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DATE	DECISION MAKER	ISSUE	PURPOSE OF REPORT	KEY DECISION
11 Jun 2025	Executive	Corporate Performance: Quarter Four 2024/2025 Year End	The purpose of the report advised Members of corporate performance at the end of Quarter Four and 2024 / 2025 Year End Where appropriate, it also sought approval of any changes, where those were within the authority of the Executive. The primary purpose of the report was to set out how effectively the Council was delivering activity to deliver against each of the Council Plan priorities, aims and ambitions and underpinning workplan activities.	No
1 May 2025	Executive Member - The Mayor	Out of Hours Registrars Offer	The purpose of the report was to seek approval of the minor amendments to the Out of Hours Registrars offer to reflect the needs of the community and to continue to deliver best value.	Yes
1 May 2025	Executive Member - The Mayor	Impact Assessment Policy	The Mayor considered a report regarding the Impact Assessment Policy. The purpose of the report was set out revisions to the Impact Assessment Policy.	No
30 Apr 2025	Executive	Neighbourhoods Model	The purpose of the report was to seek approval for the introduction of a Neighbourhood Model as a key part of the Council's core operating	Yes

DATE	DECISION MAKER	ISSUE	PURPOSE OF REPORT	KEY DECISION
			model and to agree the funding to support its introduction.	
30 Apr 2025	Executive	First Annual Review of the Social Value Charter	To provide an update to Executive on the first year of implementation of the charter	No
Executive Member - Adult Social Care and Public Health				
11 Jun 2025	Executive	Homelessness Reduction and Rough Sleeper Prevention Strategy 2024 – 2029	To inform Executive of the updates to previous strategy	Yes
30 Apr 2025	Executive	Director of Public Health Annual Report	Directors of Public Health have a statutory requirement to write an annual independent report on the health of their population. The report is to raise awareness and understanding of local health issues, highlight areas of specific concern, and make recommendations for change	No
Executive Member - Children's Services				
11 Jun 2025	Executive	Internal Residential Future Delivery Model Part A	To update Executive on the internal residential future delivery model	Yes
11 Jun 2025	Executive	EXEMPT: Hollylodge Future Delivery Model Part B	To update Executive on Hollylodge future delivery model	Yes
30 Apr 2025	Executive	Residential and Supported Accommodation for Children in Our Care and Care Leavers Update	The purpose of the report was to seek Executive's approval to support Children's Services change in its approach to one which focused on prevention and that the remaining capital funding of £3.253m identified for 2026/27 would no longer be required.	Yes

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DATE	DECISION MAKER	ISSUE	PURPOSE OF REPORT	KEY DECISION
Executive Member - Development				
11 Jun 2025	Executive	Middlesbrough College Investment	The purpose of the report sought Executive approval to invest in expanded facilities, and capacity, at Middlesbrough College. The investment would allow for provision to meet the demand for expanded student capacity in engineering and technical qualifications and provided an enhanced skills pipeline for the major industrial developments planned across the Tees Valley.	No
2 Apr 2025	Executive Sub-Committee for Property	The Disposal of Land and Assets at Gresham to Middlesbrough Development Corporation	The purpose of the report was to consider the transfer of land and assets owned by the Council at Gresham over to the Middlesbrough Development Corporation (MDC) for nil consideration. This would facilitate a significant mixed-use development proposal which would benefit the local area and town centre.	Yes
Executive Member for Environment and Sustainability				
11 Jun 2025	Executive	Newport Road Transport Corridor Improvements	The purpose of the report sought an Executive decision following public consultation on the proposals to improve bus and walking/cycling provision on Newport Road.	Yes
30 Apr 2025	Executive	Waste Management - Environment Scrutiny Panel's Final Report	The former Environment Scrutiny Panel had undertaken a review entitled Waste Management. A copy of the full report was attached. The Scrutiny Panel had made six recommendations upon which a response was sought from the relevant service area.	No
Executive Member - Finance				
11 Jun 2025	Executive	2024/25 Treasury Management Outturn report	The purpose of the report provided important information regarding the regulation and management of the Council's borrowing, investments, and cash-flow for the 2024/25 financial year.	No

DATE	DECISION MAKER	ISSUE	PURPOSE OF REPORT	KEY DECISION
11 Jun 2025	Executive	2024/25 Revenue and Capital Outturn report	The purpose of the report allowed Executive to discharge its responsibilities to manage and control the revenue budget, capital programme and overall balance sheet position of the Council.	Yes
30 Apr 2025	Executive	Interim Funding Arrangement Policy	The purpose of the report was to approve the Interim Funding Arrangement Policy which would enable the Council to secure repayment of the short-term loan provided in respect of residential care fees, whilst providing assurances to the resident that their care home fees were being fully covered.	No
30 Apr 2025	Executive	Middlesbrough Priorities Fund	The purpose of the report was to propose the governance arrangements for the use of the £4.367m Middlesbrough Priorities Fund. The fund was created as part of the Budget for 2025/26 which was approved by Full Council on 19 February 2025 in the 2025/26 Revenue Budget, Medium Term Financial Plan, and Council Tax setting report.	Yes



SECTION 3 – DECISIONS TO BE TAKEN UP UNTIL THE COUNCIL MEETING

There are no decisions to be taken up until the Council Meeting.

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SECTION 4 – DECISIONS TO BE TAKEN FOLLOWING THE COUNCIL MEETING

DATE	PROPOSED DECISION MAKER	ISSUE	PURPOSE OF REPORT	KEY DECISION
The Mayor				
17 Jul 2025	Executive Member - The Mayor	Corporate Complaints Policy		No
17 Jul 2025	Executive Member - The Mayor	Public Information and Information Requests Policy	The report seeks approval for the Council's Corporate Public Information and Information Requests Policy, following completion of a scheduled review.	No
17 Jul 2025	Executive Member - The Mayor	Records Management Policy	The report seeks approval for proposed revisions to the Council's Records Management policy and retention schedule following their scheduled triennial review to ensure continued delivery of the Council's Information Strategy and its alignment with the statutory Code of Practice on the management of records which sits within the Council's Information Governance Policy Framework.	No
16 Jul 2025	Executive	Progress against Continuous Improvement Plan	To report progress against the Council's continuous improvement plan	No

DATE	PROPOSED DECISION MAKER	ISSUE	PURPOSE OF REPORT	KEY DECISION
Executive Member - Development				
16 Jul 2025	Executive	Nunthorpe Community Centre – Next Steps	To provide Executive with an update on the development of the new Nunthorpe Community Facility, provide details of the proposed lease agreement with Nunthorpe Parish Council, and to seek approval to proceed to construction.	Yes
3 Sep 2025	Executive	Commercial Property Executive Report	To seek Executive approval for the administrative arrangements in relation to the bad debts and operating income accounts, relating to Commercial properties held by Middlesbrough Council.	Yes
Executive Member for Environment and Sustainability				
16 Jul 2025	Executive	Simpler Recycling – Legislation changes for Waste Streams	The Executive to be made aware of the scheme and the impact the legislative changes will have for the town.	Yes
16 Jul 2025	Executive	Longlands Road sustainable transport improvements	Proposals to improve sustainable transport opportunities along the Longlands Road corridor. The proposals cover a major transport corridor, covering several wards, at a significant cost	Yes
Executive Member - Finance				
16 Jul 2025	Executive	Proposed Changes to the Veritau Structure	This report seeks Executive's approval for the Council to join a new company limited by guarantee (Veritau Public Services) for the provision of internal audit and counter fraud services . Executive will also be asked to approve the payment of a dividend by the current provider, Veritau Tees Valley, and for that company to be subsequently wound up.	Yes

DATE	PROPOSED DECISION MAKER	ISSUE	PURPOSE OF REPORT	KEY DECISION
16 Jul 2025	Executive	Middlesbrough Priorities Fund	For Executive to approve budget allocations for future initiatives from the Middlesbrough Priorities Fund.	Yes

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MIDDLESBROUGH COUNCIL	
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Report of:	Councillor L Young, Chair of Overview and Scrutiny Board and Charlotte Benjamin, Director of Legal and Governance Services (Monitoring Officer)
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Relevant Executive Member:	The Mayor
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Submitted to:	Council
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Date:	9 July 2025
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Title:	Scrutiny Progress Report
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Report for:	Information
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Status:	Public
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Council Plan priority:	Delivering Best Value
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Key decision:	No
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Why:	Report is for information only
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Subject to call in?:	Not applicable
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Why:	Not Applicable Council Report for information only
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Proposed decision(s)
That Council note the report.

Executive summary
To update the position in respect of the Council's Overview and Scrutiny Board and scrutiny panels. The current position regarding progress made by the Board and each of the panels is set out below.

1. **Purpose of this report and its contribution to the achievement of the Council Plan ambitions**
 - 1.1 To update the position in respect of the Council's Overview and Scrutiny Board and scrutiny panels.

1.2

Our ambitions	Summary of how this report will support delivery of these ambitions and the underpinning aims
A successful and ambitious town	By responding effectively and efficiently to constitutional requirements the Council will maintain effective and robust governance arrangements. Robust governance arrangements will allow for effective decisions which inform all the Council's ambitions.
A healthy Place	
Safe and resilient communities	
Delivering best value	

2. Recommendations

2.1 That Council note the report.

3. Rationale for the recommended decision(s)

3.1 The Constitution requires the Council to be provided with an update with regard to the work of the Overview and Scrutiny function.

4. Background and relevant information:

Overview and Scrutiny Board

4.1 The Overview and Scrutiny Board met on 19 March and 9 April 2025.

4.2 On the 19 March OSB received updates from the Executive Member for Neighbourhoods, Tees Valley Scrutiny, the LGA Peer Review and CQC Inspection. It also considered and approved changes to the scrutiny committee structure.

4.3 In terms of Tees Valley scrutiny update, the Chair of OSB provided background to the workings of scrutiny at the TVCA and explained who Middlesbrough's representatives were. The Chair of OSB was acting as chair of TVCA's Scrutiny Committee in the absence of its Chair, Cllr Steve Nelson (Stockton Council). The Chair of OSB also advised TVCA Scrutiny had a busy programme and had secured an agreement from the Tees Valley Mayor that he would attend a minimum of two meetings a year. Tees Valley Scrutiny Committee was undertaking in-depth reviews into Public Transport and Education, Employment and skills.

4.4 The Executive Member for Neighbourhoods provided an updated on her portfolio area which also included public protection. The main updates to OSB covered the refurbishment of Central Library and government funding to the Neighbourhood Action Partnerships, totalling £1.9million to tackle crime and anti-social behaviour. This money had been used by the Silver Recovery Group for several initiatives including Community Conversations with young people.

4.5 OSB also approved a report recommending changes to the scrutiny structure, namely increasing the number of Scrutiny Panels from two to three. The new Scrutiny Panels

(excluding OSB) were Adult Social Care and Health, Children's and Place Scrutiny Panels).

- 4.6 The Mayor and Chief Executive were also in attendance and advised Members of the key lessons from the LGA Peer review and the Adult Social Care CQC inspection. Members were advised that a Member briefing was being held to cover the Peer Review and CQC update further.
- 4.7 At its 9 April meeting OSB received an update from the Executive Member for Adult Social Care and Public Health which included an overview of the services provided within her portfolio area.
- 4.8 The Mayor was also in attendance to provide an update relating to the Transformation programme. As part of his presentation the Mayor advised Members that interventions in Children's Services and the Best Value Notice had ended. The Mayor also advised that the Council's budget was in a healthier position going into the new financial year. In terms of future projects, a significant initiative was to be the Middlesbrough Priorities Fund which looked to create the Childhood enrichment team, improved Ward funding and a Shop Fronts Scheme.
- 4.9 OSB also considered, and approved, the Place Scrutiny Panel's report into Home to School Transport which would be submitted to Executive for its consideration.
- 4.10 OSB was also updated on progress made by the Task and Finish Group looking into Community Cohesion. Members were advised that while progress had been made, more time was needed to provide a more detailed response. It was agreed this would be brought before OSB in the new municipal year.

5. Scrutiny Panel Updates

- 5.1 The updated position in respect of the work of each of the Council's scrutiny panels is shown below.

Children's Scrutiny Panel

- 5.2 At the initial meeting of the Children's Scrutiny Panel meeting held on 24 June 2025, the Interim Director for Education and Partnerships and the Head of Safeguarding, Care Planning and Children with Disabilities were in attendance to provide Members with an overview of the services delivered across their directorates, and to highlight the strategic and departmental priorities for the coming year. The Panel noted the information provided in preparation for formulating the 2025/2026 work programme, which would take place at the next meeting on 15 July 2025.

People Scrutiny Panel

- 5.3 Meetings of the People Scrutiny Panel were held on 24 March 2025, 14 April 2025 and 12 May 2025.

- 5.4 At the 24 March 2025 meeting, Members received the Tees, Esk and Wear Valleys (TEWV) NHS Foundation Trust CQC Inspection Outcome and Improvement Plan Update. The Panel also received the Adult Social Care CQC Inspection Outcome report, together with further evidence in relation to the Homelessness review.
- 5.5 At the 14 April 2025 meeting, the Panel considered the draft final report of the Children Missing Education review. Members approved the draft report and six recommendations, which would next be considered by the Overview and Scrutiny Board on 30 July 2025.
- 5.6 At the 12 May 2025 meeting, representatives from South Tees Hospitals NHS Foundation Trust and TEWV NHS Foundation Trust delivered updates to the Members in respect of their 2024/2025 Quality Accounts.
- 5.7 The People Scrutiny Panel was retired at the end of the Municipal Year, with the remit split between two new Panels for 2025/2026: Adult Social Care and Health Scrutiny Panel and Children's Scrutiny Panel.

Place Scrutiny Panel

- 5.8 The last meeting of the Place Scrutiny Panel was held on 29 April 2025. The Panel considered the content of the draft Final Report on Empty Properties and agreed recommendations for inclusion in the report. The Final Report was approved and will be submitted to the Overview and Scrutiny Board for consideration.
- 5.9 The Chair also updated the Panel on the Crustacean Deaths Working Group's final report following the investigation into the mass crustacean die-off along the north-east coast had been published. A copy of the report had been circulated to all Place Scrutiny Panel members.
- 5.10 The die-off had originally been attributed to dredging operations carried out during the construction of Teesport. However, the Working Group's investigations had concluded that whilst the dredging operations may have been a contributory factor, there were multi-causal factors for the die off. Concern had been identified in relation to inadequate monitoring systems and the report had made some recommendations for future improvements.
- 5.11 It was agreed that all Middlesbrough Councillors would be informed of the above outcome via this report at the next Council meeting.
- 5.12 At the April meeting, the Panel also continued its current scrutiny investigation of Barriers to Regeneration with a presentation from Neighbourhood Officers in relation to tackling anti-social behaviour in Middlesbrough.
- 5.13 The next meeting of the Place Scrutiny Panel is scheduled to take place on Monday 30 June 2025, when the Panel will be receiving presentations from the Directors of Regeneration and also Environment and Community Services who will be providing overviews of their respective Directorates.

Tees Valley Joint Health Scrutiny Committee

- 5.14 The Tees Valley Joint Health Scrutiny Committee met on 8 May 2025. The following agenda items were discussed: Protocol and Terms of Reference; South Tees Hospitals NHS Foundation Trust Quality Account for 2024/2025; North Tees and Hartlepool NHS Foundation Trust Quality Account for 2024/2025; and Work Programme 2025/2026.

Scrutiny Reports Submitted to Executive

- 5.15 Since the last update to Council, no Final Reports have been submitted to Executive.

6. Ward Member Engagement if relevant and appropriate.

- 6.1 Not applicable.

7. Other potential alternative(s) and why these have not been recommended

- 7.1 That an update on the work of the scrutiny function is not provided to full Council. This would not comply with the requirements for updates on the scrutiny function, to be reported to full Council.

8. Impact(s) of the recommended decision(s)

Topic	Impact
Financial (including procurement and Social Value)	There are no financial implications or impact on any budgets or the Medium-Term Financial Plan (MTFP) arising from the content of this report.
Legal	The Constitution requires regular updates on the scrutiny function, to be submitted to full Council.
Risk	Failure to adhere to Local Code of Corporate Governance and deliver governance improvements outlined in the Annual Governance Statement. If updates on the work of the scrutiny function were not provided to Council, this would not be in accordance with the requirements of the Constitution.
Human Rights, Public Sector Equality Duty and Community Cohesion	Not applicable as this a report to update Council on the work of the scrutiny function and does not change any policy.
Climate Change / Environmental	Not applicable as this a report to update Council on the work of the scrutiny function and does not change any policy.
Children and Young People Cared for by the Authority and Care Leavers	Not applicable as this a report to update Council on the work of the scrutiny function and does not change any policy.
Data Protection	Not applicable as this a report to update Council on the work of the scrutiny function and does not change any policy.

Actions to be taken to implement the recommended decision(s)

Action	Responsible Officer	Deadline

Appendices

1	
2	
3	

Background papers

Body	Report title	Date

Contact: Charlotte Benjamin

Email: charlotte_benjamin@middlesbrough.gov.uk

**COUNCIL MEETING – 9 July 2025
NOTICE OF MOTIONS 175 AND 176**

COUNCIL PROCEDURE RULE NOS. 4.28 – 4.34

MOTION NO.	PROPOSER	SECONDER	MOTION
175	Councillor Storey		<p>We welcome the Governments commitment to halve Violence Against Women and Girls (VAWG) in the next decade. However, this bold ambition cannot be realised by national government alone – we need action from our local leaders to turn the tide on VAWG in our communities.</p> <p>An estimated one in four women experience domestic abuse in their lifetime and an average of one woman per week is killed at the hands of their male partner or ex-partner (ONS, 2023).</p> <p>Annually, domestic abuse costs the public purse an estimated £78 billion per year (Women’s Aid, ResPublica, 2023).</p> <p>Attitudes towards healthy relationships in young people are also showing concerning trends, with research indicating a direct correlation between exposure to misogynistic social media content and unhealthy views on relationships (Women’s Aid, 2023). In addition to this, young people don’t know where to access support; a worrying 61% of children surveyed who said they would seek support if they experienced domestic abuse were unsure of where to go for help (Women’s Aid, 2023). Sexism and misogyny as the root causes of domestic abuse must be addressed through prevention work with children and young people.</p> <p>The importance of preserving specialist services</p> <p>Specialist domestic abuse services are independent from the state, and specifically designed to support survivors of domestic abuse, offering holistic and trauma informed wrap- around support. Often, they have a long history of supporting women within their local community and are embedded into referral pathways, working closely with other statutory services. 'By and for' services are run by and for the women they represent, making them uniquely placed to foster trust and meet the specific needs of survivors.</p> <p>Specialist services are not only best placed to support survivors, but they also reduce pressure on other local services, for every £1 invested in specialist domestic abuse services £9 is saved to the</p>

Page 78			<p>public purse (Women's Aid, 2023). Statutory guidance for the commissioning of domestic abuse services highlights the importance of commissioning specialist services and encourages flexible commissioning practices such as grant funding. However, competitive procurement practices, based on the assumption that domestic abuse services should operate within a competitive market, are threatening to erode our network of lifesaving specialist services</p> <p>This council commits to urgently address the epidemic of violence against women and girls. This council pledges to:</p> <ol style="list-style-type: none"> 1. Report to Full Council within 12 months on the progress of actions it has undertaken to seek to fulfil the pledges of this motion. 2. Work with survivors and local specialist and 'by and for' services to understand the impact of VAWG in Middlesbrough and develop a multi-agency strategy to address this. 3. Ensure comprehensive education on healthy relationships is available in all schools across Middlesbrough. 4. Conduct a review into Middlesbrough's procurement practices for commissioning VAWG services to ensure they align with statutory guidance and meet the needs of all survivors, including the most marginalised survivors and encourage our strategic partners to do the same. 5. Change the Women's Champion role to a VAWG champion, to hold the council to account on these pledges and amplify the voice of survivors.
176	Councillor Storey		<p><u>Debate not hate motion</u></p> <p>The intimidation and abuse of Councillors, in person or otherwise, undermines democracy; preventing elected members from representing the communities they serve, deterring individuals from standing for election, and undermining public life in democratic processes.</p> <p>This council therefore commits to challenge the normalisation of abuse against councillors and officers and uphold exemplary standards of public and political debate in all it does. This council further agrees to sign up to the LGA's Debate Not Hate campaign. The campaign aims to raise public awareness of the role of Councillors in local communities, encourage healthy debate and improve the response to and support those in public life facing abuse and intimidation.</p>

			<p>In addition, this council resolves to:</p> <ol style="list-style-type: none"> 1. Write to the local Members of Parliament to ask them to support the campaign. Letter to be sent from Council and to be sent within 28 days of the motion being passed. 2. Write to the Government to ask them to work with the LGA to develop and implement a plan to address abuse and intimidation of politicians. Letter to be sent from Council and to be sent within 28 days of the motion being passed. 3. Ensure the council has a clear reporting mechanism which councillors can use to can use to monitor and record incidents of harassment and abuse of councillors and officers. An email will be sent to all Councillors from the Monitoring Officer to advise of the process within 28 days of the motion being passed 4. Regularly review the support available to councillors in relation to abuse and intimidation and Councillor safety. This will be reviewed annually. 5. Work with the local police to ensure there is a clear and joined-up mechanism for reporting threats and other concerns about the safety of councillors and their families and discuss the need to take a preventative approach that accounts for the specific risks that Councillors face, as they do with other high-risk individuals, like MPs. 6. Take a zero-tolerance approach to abuse of Councillors and officers. All incidents should be recorded in accordance with the process set out at point 3 above.
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MIDDLESBROUGH COUNCIL	
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Report of:	Charlotte Benjamin - Director of Legal and Governance Services (Monitoring Officer)
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Relevant Executive Member:	Chris Cooke - The Mayor
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Submitted to:	Council
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Date:	9 July 2025
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Title:	Executive Scheme of Delegation
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Report for:	Information
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Status:	Public
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Council Plan priority:	Delivering Best Value
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Key decision:	No
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Why:	Report is for information only
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Subject to call in?	No
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Why:	Council Report – for information only
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Proposed decision(s)
That Council notes the changes to the Executive Scheme of Delegation.

Executive summary
The Mayor is required to report any changes to his Executive Scheme of Delegation to Council.

1. Purpose of this report and its contribution to the achievement of the Council Plan ambitions

1.1 The report sets out to Members, as required by the Constitution, details of the revised Executive Scheme of Delegation (Appendix A) for inclusion in the Council's Scheme of Delegation.

1.2

Our ambitions	Summary of how this report will support delivery of these ambitions and the underpinning aims
A successful and ambitious town	By responding effectively and efficiently to legislative and constitutional requirements the Council will maintain effective and robust governance arrangements. Robust governance arrangements will allow for effective decision making which inform all the Council's ambitions.
A healthy Place	
Safe and resilient communities	
Delivering best value	

2. Recommendations

2.1 That Council

- Note the changes to the Executive Scheme of Delegation.

3. Rationale for the recommended decision(s)

3.1 The Constitution requires that Council be informed by the Elected Mayor about the composition and constitution of the Executive, and the names of Councillors they have chosen to be members of the Executive including the Deputy Mayor.

4. Background and relevant information

4.1 The Mayor is responsible for determining his Scheme of Delegation and this covers the following areas of delegated powers: the Executive collectively, individual Executive Members, officers and joint arrangements. When he considers it appropriate however, the Mayor may still take any decision regardless of whether it has been delegated within his Scheme. The general responsibilities of the Mayor and Executive Members including their revised portfolios are detailed at Appendix A. The membership of the Mayor's Executive is detailed at Appendix B.

4.2 The revised composition of the Executive is as follows:

- The Mayor

- Deputy Mayor and Executive Member for Education and Culture.
- Executive Member for Adult Social Care.
- Executive Member for Children's Services.
- Executive Member for Development.
- Executive Member for Environment and Sustainability.
- Executive Member for Finance.
- Executive Member for Neighbourhoods.
- Executive Member for Public Health.

The Executive collectively

4.3 The Executive (the Mayor, Deputy Mayor and Executive portfolio holders) will be responsible collectively for determining the following matters in respect of all or any functions which fall within the Executive terms of reference:

- a) To take Executive decisions when there are public meetings of the Executive, convened in accordance with the relevant legislation.
- b) Key Decisions, not delegated by the Mayor to an Executive Committee, an Executive Member, an Officer or a Joint Arrangement.
- c) Strategic and significant decisions arising from Service reviews.
- d) Proposals, which will be submitted to the Council as part of the annual Budget and Policy Framework, together with in-year departures from the Budget and Policy Framework.
- e) Save for matters reserved for Full Council, new policies and procedures and changes to existing policies and procedures likely to have a significant impact on Service provision or the organisation of the Council.
- f) Allocation of funding within the budgetary framework, together with proposals and overall expenditure levels, for projects with significant corporate implications, including those for which it is proposed to let a contract, in accordance with Financial Procedure Rule D.
- g) Council-wide strategic performance and financial management / monitoring together with associated action.
- h) Significant Council-wide matters which are not Key Decisions.
- i) All reports referred to the Executive by the Overview and Scrutiny Board and its Scrutiny Panels.
- j) Ownership of risk management and regular review of the strategic risk register.

Individual Executive Members

4.4 Individual portfolio holders will normally be responsible for the following matters in relation to the functions and service areas within the scope of their own portfolio.

- a) Minor variations to existing policies and procedures.
- b) Oversight of departmental service plans, having regard to the Budget and Policy Framework.
- c) Monitoring of Service performance information.
- d) Oversight of Executive Portfolio Service reviews, including, improvement plans, external inspection, reviews and non-strategic corporate matters.
- e) Oversight of plans and strategies, which are not part of the Budget and Policy Framework.
- f) Decisions which are within the Executive Portfolio Holder's remit.
- g) Matters relating to bids for funding which do not have major financial or strategic significance, or which have either been approved in principle by the Executive or as part of the Budget and Policy Framework.

Deputy Mayor – Delegated Authority

4.5 The Deputy Mayor has delegated powers:

- a) To appoint to outside bodies, made by the Executive or jointly with Council.
- b) To appoint to Executive Advisory Bodies (Excluding membership to the Full Executive)

Executive Sub-Committee for Property

4.6 When not referred to the Mayor, Executive or Executive Member to determine, the Executive Sub-Committee for Property is delegated the following powers:

- a) To determine the Council's corporate property priorities.
- b) To approve the allocation of resources from the Members Small Scheme budget.
- c) To be consulted upon the capital programme.
- d) To determine 'in year' changes to the new start investment programme and small scheme allocation projects should it become necessary.
- e) To consider and determine the acquisition and disposal of assets (including land and buildings), other than equipment, plant and machinery for resale, in

accordance with the requirements of Financial Regulations and Contract Standing Orders.

- f) To be consulted upon planning brief proposals.
- g) To establish effective communication channels to cascade the Council's corporate property priorities.

4.7 The Membership of the Executive Sub-Committee for Property is as follows:

- o All Members of the Executive

Decision Making by Joint Bodies

4.8 The following body will exercise executive functions in accordance with the terms of the agreement currently in operation:

Joint Archives Committee

Officer delegated authority

Decisions by officers

4.9 Officers have the power to undertake without reference to Council, the Executive, or to any of the Council's committees, matters of day-to-day management and associated activities. Subject to the provisions within the Mayor's scheme of delegation above, officers can take executive non-key decisions. Unless specifically delegated by the Mayor and his Executive, officers do not have the delegated powers to take key decisions.

Decision Making by Chief Executive

4.10 The Chief Executive of the Council, or any officer nominated by the Chief Executive as his Deputy in this regard, in consultation with the Mayor, will have delegated authority to make Executive decisions of a policy, financial and operational nature in response to an emergency.

5. Ward Member Engagement if relevant and appropriate

5.1 Not applicable

6. Other potential alternative(s) and why these have not been recommended

6.1 To not inform Council of changes to the Executive. However, this was not recommended as there was a constitutional requirement for the update to be presented to Council.

7. Impact(s) of the recommended decision(s)

Topic	Impact
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Financial (including procurement and Social Value)	An additional Member of Executive requires the relevant Special Responsibility to be paid to that Executive Member, the current Special Responsibility Allowance is £11,190.
Legal	The Mayor is required to appoint an Executive consisting between 2 and 9 Executive Members in accordance with the Local Government Act 2000 (as amended).
Risk	If the Council does not respond effectively and efficiently to legislation it could be in breach of statutory duties in relation to service delivery and fail to make the most of opportunities. The Council is obliged to comply with any legislation or statutory guidance to ensure that the Council is fulfilling its statutory duties.
Human Rights, Public Sector Equality Duty and Community Cohesion	The subject of this report is not a policy, strategy, function or service that is new or being revised. It is considered that an equality impact assessment is not required.
Reducing Poverty	The subject of this report is not a policy, strategy, function or service that is new or being revised.
Climate Change / Environmental	The subject of this report is not a policy, strategy, function or service that is new or being revised.
Children and Young People Cared for by the Authority and Care Leavers	The subject of this report is not a policy, strategy, function or service that is new or being revised.
Data Protection	The subject of this report is not a policy, strategy, function or service that is new or being revised.

Actions to be taken to implement the recommended decision(s)

Action	Responsible Officer	Deadline

Appendices

1	Executive Scheme of Delegation
2	
3	

Background papers

Body	Report title	Date

Contact: Charlotte Benjamin

Email: charlotte_benjamin@middlesbrough.gov.uk

THE MAYOR

*DIRECTOR: CHIEF EXECUTIVE/
LEGAL AND GOVERNANCE SERVICES*



CHRIS COOKE

Correspondence address:

c/o Democratic Services
Town Hall
Middlesbrough
TS1 9FX

mayor@middlesbrough.gov.uk

Relevant Service Areas

- Human Resources
- Legal Services
- Marketing and Communications
- Policy, Governance, and Information
- Strategy Business and Customer
- ICT
- Democratic Services

PORTFOLIO OVERVIEW

The Mayor has overall responsibility for delivering the Mayor's Priorities and associated initiatives. The Mayor will also be the lead Member on the Council's Transformation journey.

The Mayor has overall responsibility for executive functions together with those general responsibilities detailed above. Service responsibilities have been delegated to the Executive Members.

The Mayor is the first citizen of the town and will promote the town as a whole and act as a focal point for the community. He will also take precedence with regard to any civic duties, but these may be delegated to the Chair/Vice-Chair of the Council.

As the town's First Citizen, the Mayor promotes Middlesbrough in the sub-region, region and nationally.

Duties and responsibilities of the Mayor include: -

- Providing strong and visible leadership in relation to the Council, citizens, stakeholders and partners of the Council.
- Leading on partnerships and strategic matters of significance to Middlesbrough on a local, sub-regional, regional and national basis.

- Promoting, wherever possible, public engagement in the work of the Council.
- Leading in promoting the core values and objectives of the Council.
- Leading on the development of the budget.
- Leading on promoting of relevant proposals in relation to the Policy Framework.
- Leading on the delivery of continuous improvement in Council services.
- Promoting the highest standards of conduct and ethics within the Council.
- Making appointments to the Executive, determining portfolios and chairing the Executive.
- Delivering Best Value for the Council.
- Determining the Executive Scheme of Delegation.
- Responsibility for the Armed Forces Covenant.
- The Mayor (or whoever he decides to nominate) to exercise the Council's rights as a shareholder in BCCP Limited on behalf of the Teesside Pension Fund

As part of the Legal and Governance element of their portfolio the Mayor will take the lead on ensuring the Council operates efficiently, openly and fairly.

Transformation Theme: Target Operation Model

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • Council Plan (Overview) 	<ul style="list-style-type: none"> ➤ Transformation ➤ Corporate Governance Improvement Plan ➤ Corporate Equality and Diversity Policies ➤ People Strategy ➤ Digital Strategy ➤ Strategic Risk Register ➤ Corporate Business Continuity Plan ➤ Member Development Strategy ➤ Information Strategy ➤ ICT Strategy ➤ Estates Strategy ➤ Pay Policy Statement ➤ Surveillance Policy ➤ Risk and Opportunity Management Policy

ENVIRONMENT AND SUSTAINABILITY

DIRECTOR: ENVIRONMENT AND COMMUNITY SERVICES



COUNCILLOR PETER GAVIGAN

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Relevant Service Areas

- Area Care and Arboriculture Services.
- Fleet Services
- Highways
- Transport and Infrastructure
- Waste Services
- Winter Maintenance

PORTFOLIO OVERVIEW

The Executive Member for Environment and Sustainability has responsibility for ensuring a safer environment for Middlesbrough – ensuring Middlesbrough is cleaner and more resilient to a changing climate.

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • Relevant Environment and Waste Policies and Strategies • One Planet Living and Assisted Energy Strategies 	<ul style="list-style-type: none"> ➤ Green Strategy ➤ Public rights of way ➤ Surface water management

PUBLIC HEALTH

DIRECTOR: JOINT DIRECTOR OF PUBLIC HEALTH



COUNCILLOR JAN RYLES

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Relevant Service Areas

- Public Health (South Tees)
-

PORTFOLIO OVERVIEW

The Executive Member for Public Health leads on improving population health, reducing health inequalities and ensuring Middlesbrough is a healthier place to live.

Transformation Theme: Adult Social Care

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • LiveWell South Tees Health and Wellbeing Strategy (2024-2030) • Public Health South Tees Strategy (2023-26) • NHS Commissioning and Delivery Plans – Local, Regional and National • UK Health Security Agency and the NHS Office for Health Improvement and Disparities plans – local, regional and national 	<ul style="list-style-type: none"> ➤ National Health Service Long Term Plan ➤ NENC Integrated Care Board strategy – “Better health and wellbeing for all” ➤ South Tees Joint Strategic Needs Assessment ➤ Middlesbrough Pharmacy Needs Assessment

ADULT SOCIAL CARE

DIRECTOR: ADULT SOCIAL CARE & HEALTH INTEGRATION



COUNCILLOR JULIA ROSTON

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Relevant Service Areas

- Access and Safeguarding
- Prevention, Provider and Support
- Specialist and Lifelong Services

PORTFOLIO OVERVIEW

The Executive Member for Adult Social Care leads on the delivery of ensuring vulnerable adults are protected.

Transformation Theme: Adult Social Care

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • Think Local Act Personal, The Direction for Social Care Services • Health and Social Care Reform. • NHS Commissioning and Delivery Plans – Local, Regional and National 	<ul style="list-style-type: none"> ➤ Supporting People Strategy ➤ Better Care, Higher Standards ➤ Older Peoples' Strategy ➤ Physical Disabilities Strategy ➤ Social Services' Equalities Plan ➤ Social Services' Care Service Plan ➤ Mental Health Strategy ➤ Mental Health Champion ➤ Learning Disabilities Strategy ➤ Joint Strategic Needs Assessment ➤ Homelessness Strategy ➤ Teesside Safeguarding Adults Board

DEVELOPMENT

DIRECTOR: REGENERATION



COUNCILLOR THEO FURNESS

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Relevant Service Areas

- Community Learning and Employability
- Growth
- Planning
- Property
- Transport

PORTFOLIO OVERVIEW

The Executive Member for Regeneration will have responsibility for delivering the Mayor's Priorities with regard to ensuring a fair access to high-quality homes, fair access to secure, well-paid jobs and meaningful training, strengthening and diversifying our local economy, and strengthening our transport links.

Transformation Theme: Property

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • The Local Plan • Local Transport Plan 	<ul style="list-style-type: none"> ➤ Investment Prospectus ➤ Regeneration service plan ➤ Policies and strategies for housing activity ➤ Development briefs and master plans ➤ Town Centre Plan ➤ Housing Strategy

DEPUTY MAYOR AND EDUCATION & CULTURE*DIRECTOR: EDUCATION AND PARTNERSHIPS***COUNCILLOR PHILIPPA STOREY**

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Relevant Service Areas

- Culture
- Community Learning
- Inclusion and Specialist Support Service
- Access to Education
- Achievement
- Partnerships (including Youth Justice, Missing and South Tees Safeguarding Partnership)

PORTFOLIO OVERVIEW

The Deputy Mayor and Executive Member for Education and Culture will Chair meetings of the Executive and act in place of the Mayor, if for some reason the Mayor is unable to act.

As part of the Education element of their portfolio the Executive Member for Education and Culture has responsibility to ensure that all children and young people are provided with the opportunity to realise their educational attainment potential.

The Executive Member will also oversee the provision of educational statutory services to address the needs of all children and young people and adults who need services (including youth justice). As part of the Culture element of their portfolio, the Executive Member for Education and Culture also has responsibility for strengthening the town's cultural sector.

Policy Framework - Education	Other Plans and Strategies
<ul style="list-style-type: none"> • National Curriculum • Relevant Frameworks and Parliamentary Acts including: <ul style="list-style-type: none"> ➤ Children & Families Act 2014 (relevant to portfolio e.g. SEND) ➤ School Finance Regulations 2013 ➤ Education Act 2011 ➤ Academies Act 2010 ➤ Education and Skills Act 2008 ➤ Education and Inspection Act 2006 	<ul style="list-style-type: none"> ➤ Children and Young People's Plan ➤ Education and Skills Strategy ➤ Children's Services Improvement Plan ➤ Capital Strategy & Asset Management Plan (Schools) ➤ Scheme for Financing Schools ➤ Youth Employment Strategy

Executive Scheme of Delegation - Member Portfolios

Policy Framework – Education Cont.	Other Plans and Strategies Cont.
<ul style="list-style-type: none"> ➤ Children Act 2004 (relevant to portfolio) ➤ Education Act 2002 ➤ School Standards & Framework Act 1998 as amended ➤ Education Act 1996 as amended ➤ Statutory Framework for Early Years Foundation Stage ➤ Apprenticeships, Skills, Children and Learning Act 2009 ➤ Early Years Foundation Statutory framework ➤ Crime and Disorder Act 1998 	<ul style="list-style-type: none"> ➤ Special Educational Needs and Disability Reforms ➤ School Improvement Strategy ➤ Healthy Child Programme (5 – 19) (including School Nursing service) ➤ SEND Strategy ➤ Inclusion Strategy ➤ Anti-Poverty ➤ Youth Justice
Policy Framework – Culture	Other Plans and Strategies
<ul style="list-style-type: none"> • Cultural Strategy 	Community based events programme.

NEIGHBOURHOODS*DIRECTOR: ENVIRONMENT AND COMMUNITY SERVICES***COUNCILLOR IAN BLADES**

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Relevant Service Areas

- Public Protection
- Neighbourhoods
- North East Migration Partnership

PORTFOLIO OVERVIEW

The Executive Member for Neighbourhoods and Communities will be responsible for creating safer communities, in accordance with the Mayor's Priorities. They will also have responsibility for community safety and development as well as empowering communities and individuals to access opportunities.

Transformation Theme: Place Based Services

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • Voluntary Sector • Strategic Approach to Addressing Poverty • Community Safety including Law and Order Issues • Community Development • Community Hub Development • Civil Contingencies Act 2004 • Crime and Policing Act 2014 • Human Rights Act • Licensing Authority Policy Statement 2003 Act • Statement of Principle Gambling (2005 Act) • Environmental Health and Trading Standards • Trading Standards (including Metrology) • Licensing (Inc. Taxi Licensing) • Selective Landlord Licensing 	

CHILDREN'S SERVICES*DIRECTOR: CHILDREN'S SERVICES/ CHILDREN'S SOCIAL CARE***COUNCILLOR LUKE HENMAN**

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Relevant Service Areas

- Children's Care
- Residential Services
- Prevention
- MACH Assessment and Pre-Birth Services
- Corporate Parenting
- SCP/ CWD

PORTFOLIO OVERVIEW

The Executive Member for Children's Services will be the Lead Member for Children's Social Care, ensuring that our children are protected, to safeguard their welfare and wherever possible, seek to enable or provide a safe environment that reduces dependency on services, including the most disadvantaged and vulnerable and their families and carers.

Transformation Theme: Children

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • Statutory guidance on the roles and responsibilities of the Director of Children's Services and the Lead Member for Children's Services • General principles of UN convention on the rights of the child • Children Act 1989 • Section 19 of the Children Act 2004 • National Standards for Youth Justice Services • Children Act 2004 • Ofsted policy Framework 	<ul style="list-style-type: none"> ➤ Children's Services Improvement Plan ➤ Corporate Parenting Strategy ➤ Middlesbrough Safeguarding Children Board Business Plan ➤ Looked After Children Strategy ➤ MSCB Business Plan ➤ Children and Young People's Plan ➤ Children's Services Partnership ➤ Youth Employment Strategy ➤ Youth Justice Plan ➤ Missing/ Harm Outside the Home

FINANCE*DIRECTOR: FINANCE (s151 Officer)***COUNCILLOR NICKY WALKER****Correspondence address:**

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Relevant Service Areas

- Financial Planning and Support
- Strategic Commissioning and Procurement
- Resident and Business Support
- Finance and Investment

PORTFOLIO OVERVIEW

The Executive Member for Finance has the responsibility of ensuring that the Council is financially sustainable, delivers value for money and operates openly and fairly in these respects. The Executive Member for Finance has oversight of all financial and budget management and monitoring. The Executive Member for Finance is also the Member Champion for Councillor Communications.

Transformation Theme: Customer

Policy Framework	Other Plans and Strategies
<ul style="list-style-type: none"> • Council's Annual Budget and Council Tax Strategy • Medium Term Financial Plan • Reserves Policy • Capital Strategy and Capital Programme • Treasury Management Strategy and Prudential Indicators • Council Tax Reduction Scheme 	<ul style="list-style-type: none"> ➤ Counter Fraud Strategy ➤ Anti Money-Laundering Policy ➤ Whistleblowing Policy and Procedure ➤ Anti-Fraud Bribery and Corruption Policy ➤ Corporate Procurement Strategy ➤ Supplier No PO No Pay Policy ➤ Equality & Diversity in Procurement Policy ➤ Flight Booking Policy ➤ Commissioning & Consultant Policy ➤ Purchasing Card Policy ➤ Business Welfare Strategy ➤ Corporate Crisis Policy ➤ Corporate Food Poverty Policy

Executive Scheme of Delegation - Member Portfolios

Policy Framework Cont	Other Plans and Strategies Cont
	<ul style="list-style-type: none"> ➤ Welfare Strategy ➤ Empty Homes Strategy ➤ Problem Property Action Plan ➤ Corporate Credit Note Policy ➤ Debt Management Policy ➤ Corporate Debt Write Off Policy ➤ S13a Policy ➤ Digital Inclusion Strategic Plan ➤ Vulnerability Policy ➤ ASC Non-Residential Charging Policy ➤ ASC Residential Charging Policy ➤ Discretionary Rate Relief ➤ Residential Charging Policy ➤ Members small schemes ➤ Community Asset Transfer Policy ➤ Customer Strategy

MIDDLESBROUGH COUNCIL	
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Report of:	Geoff Field - Director of Environment and Community Services
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Relevant Executive Member:	Councillor I Blades - Executive Member for Neighbourhoods
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Submitted to:	Council
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Date:	9 July 2025
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Title:	Approval for consultation on the Council's Draft Statement of Gambling Policy 2026-2029.
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Report for:	Decision
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Status:	Public
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Council Plan priority:	Safe and resilient communities
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Key decision:	Yes
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Why:	Decision(s) will have a significant impact in two or more wards
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Subject to call in?:	Not applicable
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Why:	The matter is a decision for Council and not subject to call in.
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Proposed decision(s)
That Council approves consultation be undertaken on the draft Statement of Gambling Policy 2026 – 2029 (Appendix 1) with Cleveland Police and persons who officers consider represent the interests of those carrying out gambling businesses and those likely to be affected by gambling activities in the area.

Executive summary
<p>This report seeks Council approval for a period of consultation to be undertaken on the draft Statement of Gambling Policy 2026-2029 (Appendix 1) to this report. The report sets out the proposed changes to the Statement of Gambling Policy.</p> <p>The Council is required to have a three-year policy statement setting out the principles that it proposes to apply in exercising its functions under the Gambling Act 2005 ("the Act") (s349). In preparing its Statement of Gambling Policy, the Council is required to consult the Police and persons who represent the interests of those carrying on gambling businesses and those who are likely to be affected by gambling activities in its area. After the period of consultation of 8 weeks the outcome will be reported to Council for a decision</p>

whether to approve the final version of the Statement of Gambling Policy 2026 – 2029. The Statement of Gambling Policy is required to be in place as soon as practicable to ensure compliance and to assess applications and other processes under the Act. The Statement of Gambling Policy also contains the policy and principles in relation to the application process and issuing of a large casino licence. Under the Act, only 8 large casino premises licences are permitted in England. Middlesbrough was one of the authorities awarded the ability to issue a large casino licence by Order (The Gambling (Geographical Distribution of Large and Small Casino Premises Licences) Order 2008). Under the Act, this enables the Council to hold a competition for a large casino premises licence to determine which application would provide the greatest benefit to Middlesbrough. In 2012 following a competition, a provisional statement was awarded to Gurney Casinos Ltd, however, the proposed casino was not developed and a large casino premises licence had not been granted.

The implications of the recommendation have been considered by the appropriate officers of the Council and are set out in the main body of the report.

1. Purpose of this report and its contribution to the achievement of the Council Plan ambitions

- 1.1 To seek Council approval for consultation to be undertaken on the Draft Statement of Gambling Policy 2026-2029.

Our ambitions	Summary of how this report will support delivery of these ambitions and the underpinning aims
A successful and ambitious town	This Policy will ensure that gambling premises operate in a legal and responsible manner.
A healthy Place	This Policy will ensure that gambling premises operate in such a manner that vulnerable people are not put at risk. Gambling legislation operates under the objective of protecting children and other vulnerable persons from being harmed or exploited by gambling. Since April 2016 there has been a requirement for all gambling premises operators to carry out a local area risk assessment to assess the local risks to the licensing objectives posed by the provision of gambling facilities at their premises, and have policies, procedures and control measures to mitigate those risks.
Safe and resilient communities	The gambling legislation operates under an objective of preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime.
Delivering best value	The annual fee levels paid by licensed gambling premises are set by the Secretary of State to provide for full cost recovery of all licensing functions including the preparation and publication of the Statement of Gambling Policy.

2. Recommendations

- 2.1 Council That Council approves consultation be undertaken on the draft Statement of Gambling Policy 2026 – 2029 (Appendix 1) with Cleveland Police and persons who officers consider represent the interests of those carrying out gambling businesses and those likely to be affected by gambling activities in the area.

3. Rationale for the recommended decision(s)

- 3.1 The Council is required to have a three-year policy statement setting out the principles that it proposes to apply in exercising its functions under the Act (S349). In preparing its policy statement the Council is required to consult the Police and persons who represent the interests of those carrying on gambling businesses and those who are likely to be affected by gambling activities in its area. After the period of consultation, being at least 8 weeks the outcome will be reported to Council for a decision whether to approve the final version of the Statement of Gambling Policy 2026 – 2029. The Statement of Gambling Policy is required to be in place as soon as practicable to ensure compliance and to assess applications and other processes under the Act.

- 3.2 It is a statutory requirement to have in place a Statement of Gambling Policy and to carry out a consultation process. A decision not to proceed to consultation would put the Council at risk of falling outside of the requirements of the Act. The Act (S154) specifically prohibits Council from delegating its functions in relation to its Statement of Gambling Policy.
- 3.3 Under the Act, only 8 large casino premises licences are permitted in England. Middlesbrough was one of the authorities awarded the ability to issue a large casino licence by Order (The Gambling (Geographical Distribution of Large and Small Casino Premises Licences) Order 2008). Under the Act, this enables the Council to hold a competition for a large casino premises licence to determine which application would provide the greatest benefit to Middlesbrough. In 2012 following a competition, a provisional statement was awarded to Gurney Casinos Ltd, however, the proposed casino was not developed and a large casino premises licence had not been granted. The general principles, the application process and principles for selection for the large casino licence are detailed at Appendix F and Appendix G to the draft Policy. If the Council wish to do so, they can choose to launch a further competition for a large casino licence. There are currently no plans to do so however, should circumstances change in the future, the Council currently retains the ability to recommence the competition process.

4. Background and relevant information

- 4.1 The Act gives powers and responsibilities to licensing authorities to issue licences for gambling premises. This legislation came into full effect on September 2007 and effectively modernised gambling legislation, providing an improved structure for gambling regulation.
- 4.2 The Act also created a new independent regulatory body; The Gambling Commission. The Gambling Commission regulates operators and deals with national gambling issues.
- 4.3 The Act contains three licensing objectives underpinning the function that the Gambling Commission and local authorities will perform. The objectives are:-
- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime;
 - Ensuring that gambling is conducted in a fair and open way; and
 - Protecting children and other vulnerable persons from being harmed or exploited by gambling.
- 4.4 The Act provides for three types of licences:
- Operating and Personal licences which are issued by the Gambling Commission.
 - Premises Licences which are issued by the Council and they authorise the provision of gambling facilities on certain premises including casino premises, bingo premises, betting premises, adult gaming centres and family entertainment centres. Councils may attach conditions to premises licences.

- 4.5 The Council as a licensing authority is required to prepare and publish a Gambling Act 2005: Licensing Policy Statement of Principles that it proposes to apply in exercising its functions under the Act.
- 4.6 The Licensing Authority is required to keep their Statement of Gambling Policy under review and is required as a minimum to review it every three years, or sooner if the authority considers it to be necessary. The Council has not had a Statement of Gambling Policy in place since Jan 2022. The review of the policy was primarily delayed due to the Covid-19 pandemic and ongoing discussion in relation to the casino developments. The legislation provides a robust framework for the administration of the Gambling Act 2005 and decisions can and have still be made.
- 4.7 The Licensing Policy has two important functions:
- It provides the foundation for decisions made by the Licensing Authority and Licensing Committee
 - It provides guidance and direction to prospective applicants for licences in Middlesbrough.

Licensed Premises and other permits issued under The Gambling Act 2005

- 4.8 The table below shows the numbers and type of licensed premises/permits in Middlesbrough.

Provisional Large Casino	1
Casino (Gambling Act 1968)	1
Betting Premises	29
Track Betting	1
Bingo Premises	2
Adult Gaming Centre	8
Family Entertainment Centre	1
Club Gaming Machine Permit	24
Alcohol Licensed Premises Gaming Machine Permit	19
Licensed Premises Gaming Machine Notification	64
Small Society Lotteries	42

- 4.9 Since Jan 2019 there have been 6 new licences issued or processed for gambling premises in Middlesbrough:
- 3 adult gaming centres

- 1 family entertainment centre
- 1 betting premises
- 1 relocation of a 1968 casino licence

4.10 A draft amended Policy has been prepared by Officers for consultation. This is based on the previous 2019-2022 policy. There are no significant amendments proposed to the draft Policy other than updated statistics from the Gambling Commissions Gambling Participation Survey 2023 and the proposed change to the Large Casino: Principles for Selection and Application Process.

4.11 Middlesbrough's Large Casino licence

The general principles, the application process and principles for selection for the large casino licence are detailed at Appendix F and Appendix G to the draft Policy. On 15 May 2008 the Categories of Casino Regulations 2008 and the Gambling (Geographical Distribution of Large and Small Casino Premises Licences) Order 2008 were approved. This specified which Licensing Authorities could issue large and small casino licences. Middlesbrough Borough Council, having previously submitted a proposal to the Casino Advisory Panel for a regional or large casino licence, was approved as one of the authorities permitted to issue a large casino premises licence.

4.12 In developing a large casino for Middlesbrough there were expected significant benefits in relation to employment, local businesses, regeneration in terms of physical, strategic, community and non-gaming, and financial contributions. The approval process for a large casino is a two-stage process. On 4 April 2011, following a competition inviting applications for the large casino licence, Middlesbrough Council's Licensing Committee considered 2 applications for a provisional statement which were received as a result of the invitation. Both applications were approved at stage 1. One of these applications was subsequently withdrawn.

4.13 On 30 May 2012, Middlesbrough Council's Licensing Committee granted a provisional statement to Gurney Casinos LTD. A full casino licence is granted when the details of the development are finalised. In terms of benefits the applicant proposed that Gurney House would be developed into a casino and hotel complex. In the last 12 years there has been no movement to progress the provisional statement to a full licence. The provisional statement holders have stated that they still intend to do this, however they have not given any indication of the timescale. It is unlikely that the provisional statement can be progressed to a large casino licence as the proposed scheme is unable to be developed in line with the original plan submitted with the application.

4.14 On this basis, it is considered if the Council wish to do so, they can choose to launch a further competition for a large casino licence. There are currently no plans to do so however, should circumstances change in the future, the Council currently retains the ability to recommence the competition process.

4.15 There is one proposed change to Appendix F which is in relation to the preferred location for the large casino, should the Council choose to launch a large casino competition in the future. The previous Principles referred to the town centre in general terms as the preferred location. The following amended wording is proposed:

“The Licensing Authority considers that a large casino in the town centre area particularly the area identified for development as a leisure hub being Captain Cook’s Square or near to or adjacent to that area is likely to bring the greatest benefit to the town.

Should the preferred location or the Council’s development proposals change prior to the competition being launched the Director of Regeneration and Culture, in consultation with the Head of Public Protection (or any successor role) has the authority to identify any preferred location which is considered to bring the greatest benefit. Any change in the preferred location will be set out in the application pack.

Notwithstanding the preferred location, it is acknowledged that applicants are entitled to submit an application for any site within Middlesbrough and all applications will be judged on their merits.”

4.16 No Casino Resolution.

There is provision within the Act for Council to pass a No Casino Resolution which would prohibit issuing any new casino licences. The decision to pass such a resolution may only be taken by Council. When deciding to pass a resolution the authority can consider any principle or matter, not just the licensing objectives. If such a resolution is passed, it must be published by the authority in its Statement of Gambling Policy. Any proposal for a No Casino Resolution must be consulted on.

4.17 A No Casino Resolution does not apply to any existing casino licences issued under the Gaming Act 1968. In Middlesbrough, there is one licence issued under the Gaming Act 1968 legislation which applies to a premises at 20-22 Newport Road.

4.18 A No Casino Resolution also does not apply to any casino premises licence or Provisional Statement issued under Gambling Act 2005 before a resolution is passed. However, in relation to Middlesbrough and as stated above in paragraph 4.13, it is unlikely that the Provisional Statement issued for the large casino licence is able to be developed.

4.19 Under the previous administration the Government produced a White Paper setting how they wanted gambling regulation to change. They considered reallocation of small and large casino licences where they had not been developed. Since the new government has been in place we have not received any further information on their intention to reallocate licences.

Consultation

4.20 An eight week period of consultation is proposed with those who may be affected by or otherwise have an interest in the Statement of Gambling Policy 2026-2029, in accordance with the statutory requirements. Details of the consultees are shown in Appendix B to the Policy. After the period of consultation a further report will be brought to Council detailing the responses, any amendments made to the Policy and presenting the final draft Licensing Policy for approval.

5. Ward Member Engagement if relevant and appropriate

- 5.1 Gambling premises are located across the whole area of the town and a briefing is to be carried out with all ward members.

6. Other potential alternative(s) and why these have not been recommended

- 6.1 The Act requires Licensing Authorities to review and publish their Statement of Gambling Policy every 3 years. It is a legal requirement to have a Statement of Gambling Policy in place and whilst the authority has not had a policy since Jan 2022 no legal difficulties have arisen.

7. Impact(s) of the recommended decision(s)

- 7.1 The impact of this decision is to ensure that Middlesbrough Council is compliant with the statutory requirement to have a Statement of Gambling Policy in place and to be able to consider the option of developing a large casino in the future.

Topic	Impact
Financial (including procurement and Social Value)	There are no financial implications for the consultation and review of the Gambling Policy. The annual fee levels paid by licensed gambling premises are set by the Secretary of State, with no local input, to provide for full cost recovery of all licensing functions including the preparation and publication of the Statement of Gambling Policy.
Legal	<p>The Gambling Act 2005, section 349 requires the Council to have a statement of principles that it proposes to apply in exercising its functions under the Act which is required to be published. This is known as the Statement of Gambling Policy. That Policy is required to be reviewed at least every three years and the Council must consult the Police, and persons representing the interests of those carrying on gambling businesses and those likely to be affected by gambling activities in Middlesbrough. The decision to approve the Policy is a Council decision and cannot be further delegated under the Act.</p> <p>The Council is under a legal duty to formally approve the adoption of its Statement of Gambling Policy. The policy is required to be reviewed every 3 years. A decision by full Council to approve a new policy will remedy the current position of being without a policy.</p>
Risk	<p>By approving consultation on the draft Statement of Gambling Policy, Council will be enabling the period of consultation to be undertaken, working towards the full adoption of the Statement of Gambling Policy which is a legal requirement for the authority to have in place.</p> <p>Whilst there is currently no Statement of Gambling Policy in place the legislation provides a robust framework for the</p>

	<p>administration of the Gambling Act 2005 and decisions can and have still be made. In determining applications the Licensing Authority should consider the legislation contained in the Gambling Act 2005, Statutory Guidance and Codes of Practice issued by The Gambling Commission whether applications are reasonably consistent with the licensing objectives and in accordance with the Policy (which is not currently in place).</p> <p>The Statement of Gambling Policy forms part of the Council's policy framework.</p> <p>The Statement of Gambling Policy is a requirement of the Gambling Act 2005 to support the Council in assessing applications and other processes under this legislation.</p>
Human Rights, Public Sector Equality Duty and Community Cohesion	Protected groups will not be adversely affected by the decision. An initial Impact Assessment has been carried out and no negative or adverse impacts have been identified.
Reducing Poverty	<p>The Statement of Gambling Policy sets out how applicants can support the following objectives:</p> <ul style="list-style-type: none"> • Preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime; • Ensuring that gambling is conducted in a fair and open way; and • Protecting children and other vulnerable persons from being harmed or exploited by gambling.
Climate Change / Environmental	There are no climate change or environmental issues in relation to this report.
Children and Young People Cared for by the Authority and Care Leavers	One of the objectives of the set out in the Gambling Act relates to "Protecting children and other vulnerable persons from being harmed or exploited by gambling." This objective underpins the Statement of Gambling Policy and those premises which are licensed under the Act
Data Protection	This proposed decision does not involve the collation and use of personal data.

Actions to be taken to implement the recommended decision(s)

Action	Responsible Officer	Deadline
<i>An eight week period of consultation will be undertaken. The responses will be considered and</i>	<i>Judith Hedgley</i>	<i>12 weeks from the date of the Council meeting</i>

<i>amendments made to the policy as necessary. The outcome of the consultation and final draft Statement of Gambling Policy will be brought to a subsequent Council meeting.</i>		
Approval by Council.	Judith Hedgley	24 weeks from the above Council meeting

Appendices

1	Appendix 1, Statement of Gambling Policy 2026-29.
2	
3	

Background papers

Body	Report title	Date

Contact: Judith Hedgley/Tim Hodgkinson
Email: Judith.Hedgley@middlesbrough.gov.uk



Statement of Principles in relation to the Gambling Act 2005 2026-2029

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Part A

Introduction

1. Middlesbrough sits in the heart of the Tees Valley conurbation with an economy which is largely service based. The town is the main urban centre within the Tees Valley city-region and has a culturally diverse population with the highest concentration of ethnic minorities in the North East. The Council area has a population of approximately 139000 making it the second biggest borough in the Tees Valley in this regard. In terms of area however it is the smallest at approximately 21 square miles. A map is provided as Appendix A.
2. Across the Borough there is a unique social and economic mix, with areas of acute disadvantage situated alongside areas of affluence. Using Indices of Multiple Deprivation 2019, Middlesbrough still remains the local authority with the largest proportions of highly deprived neighbourhoods in England (49%)
3. Middlesbrough is the most ethnically diverse local authority area in the Tees Valley and second in the North East behind Newcastle with a British Minority Ethnic population of 11.7% identified at Census 2011.
 - 88.18% of Middlesbrough's resident population were classed as White (with various sub-groups).
 - 7.78% were classed as Asian/Asian British (with sub-groups)
 - 1.71% of the population were identified as Mixed/Multiple ethnic groups (with sub-groups).
 - 1.25% of the population were identified as Black/Africa/Caribbean/Black British.
 - 1.08% of the population were identified as Other Ethnic Group.
4. By virtue of section 2(1)a of the Gambling Act 2005 Middlesbrough Council is a Licensing Authority. The Licensing Authority's Statement of Principles for premises licensed for gambling sets out the issues which the licensing authority will take into consideration when determining Premises Licences for establishments in the borough. In exercising functions under the Gambling Act 2005 ("the Act"), the Licensing Authority will have regard to the licensing objectives in section 1 of the Act. These are:
 - Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
 - Ensuring that gambling is conducted in a fair and open way
 - Protecting children and other vulnerable persons from being harmed or

exploited by gambling.

5. The Licensing Authority is aware that, having regard to Section 153 of the Act in making decisions about premises licences and temporary use notices, it should aim to permit the use of premises for gambling in so far as it thinks it is:

- in accordance with any relevant code of practice issued by the Gambling Commission
- in accordance with any relevant guidance issued by the Gambling Commission
- reasonably consistent with the licensing objectives and
- in accordance with the Licensing Authority's statement of licensing policy

6. **Gambling Participation Surveys 2023 Findings**

The Gambling Commissions research found that overall, gambling participation has increased with 44% of people having participated in at least one form of gambling in the past four weeks in 2023 (42 in 2021).

Research in November 2023 showed that –

- Overall participation in any gambling activity (in the last 4 weeks) was 48 percent.
- Over one fifth of respondents (21 percent) only took part in lottery draws (either National Lottery or other charity lottery draws) in the last 4 weeks. If you exclude those respondents who have only taken part in lottery draws, gambling participation was 27 percent.
- Overall gambling participation is highest for males aged 45 to 54 years old, however, removing lottery only draw players, shifts the age profile downwards, resulting in males aged 18 to 44 having the highest gambling participation rates.
- The online gambling participation rate (in the last four weeks) was 38 percent and falls to 16 percent when lottery draw only players are removed. This highlights the large proportion of online gamblers that only gamble on lottery draws.
- The in-person gambling participation rate (in the last four weeks) was 29 percent. Excluding lottery draw only players, the participation rate was 18 percent.
- The most popular gambling activities (in the last 4 weeks) were lotteries including the National Lottery draws (31 percent) and other

charity lottery draws (16 percent). Following lotteries, the next 3 most popular activities were scratch cards (13 percent), betting (10 percent) and instant wins (7 percent).

- The most popular reasons given as to why respondents gambled was for the fun and/or enjoyment factor or for monetary reasons.

Problem Gambling Estimates

An estimated 3% of people were identified as a problem gambler according to the full Problem Gambling Severity Index (PGSI) with a further 1.8% identifying as at low risk and 1.2% identifying at moderate risk.

7. The statement of principles is to enable a good understanding of all the harms and benefits of gambling to society. The legislative framework for gambling provides for it as a legitimate leisure activity that many people enjoy. It generates income, employment and tax revenue for the local economy.
8. However, gambling also generates significant harms such as working days lost through disordered gambling and the cost of treatment for ill-health caused by stress related to gambling debt. There are also less easily measured significant impacts such as the negative effects of some gambling on family relationships, and the psychological and social development of children.
9. The statement of principles takes the approach that gambling-related harm is a significant public health issue. This means that a successful strategy not only focuses on individual gamblers but also needs to include products, environments and marketing and the wider context in which gambling happens. Equal importance needs to be given to prevention and treatment of harm.
10. The statement of principles is underpinned by a profile of Middlesbrough to ensure an awareness of local risks and to facilitate constructive engagement with licensees and a coordinated response to local risks. The profile will help to inform specific risks that operators will need to address in their risk assessment.

Functions.

11. The Licensing Authority's main functions under the Act are:
 - a. To be responsible for the licensing of premises where gambling activities are to take place.
 - b. To issue Provisional Statements

- c. To regulate Members' Clubs wishing to undertake certain gaming activities by issuing Club Gaming Permits and/or Club Machine Permits
 - d. To issue Club Machine Permits to Commercial Clubs
 - e. To grant permits for the use of certain lower stake gaming machines at unlicensed Family Entertainment Centres
 - f. To receive notifications from alcohol licensed premises (under the Licensing Act 2003) of the use of two or fewer gaming machines
 - g. To grant Licensed Premises Gaming Machine Permits for premises licensed to sell/supply alcohol for consumption on the premises, under the Licensing Act 2003, where more than two machines are required
 - h. To register Small Society Lotteries below prescribed thresholds
 - i. To issue Prize Gaming Permits
 - j. To receive and endorse Temporary Use Notices
 - k. To receive Occasional Use Notices
 - l. To provide information to the Gambling Commission regarding licences issued
 - m. To maintain a register of the Permits and Licences that are issued under these functions.
12. It should be noted that local licensing authorities will not be involved in licensing remote gambling. This function falls to the Gambling Commission under its responsibility for operating licences.
13. The Gambling Act 2005 requires the Licensing Authority to prepare and publish a "Statement of Licensing Policy" which sets out the policies that the Licensing Authority will generally apply to promote the licensing objectives when making decisions on applications made under the Act. This statement will be reviewed as necessary and republished at least every three years. Any amended parts must be consulted upon.
14. This Statement of Licensing Policy has been prepared having regard to the provisions of the Guidance issued by the Gambling Commission and to the responses from a formal consultation exercise. All references to the Gambling Commission Guidance in this document refer to the latest edition of the Guidance, published in April 2021 (updated in May 2021).
15. The Gambling Act requires that the following parties are consulted by licensing authorities on their licensing policy statement or any subsequent revision:
- a. The Chief Officer of Police;
 - b. One or more persons who appear to the Licensing Authority to represent the interests of persons carrying on gambling businesses in the Licensing Authority's area;

- c. One or more persons who appear to the authority to represent the interests of persons who are likely to be affected by the exercise of the authority's functions under the Gambling Act 2005.
16. Middlesbrough Council consulted widely upon this revised statement before publishing. Consultation took place between XXX. A list of those persons consulted is provided in Appendix B. Due consideration has been given to all responses in the production of this Policy.
17. This policy is effective from xxxx 2026 and will be reviewed as necessary, and at least every three years from the date of adoption.
18. The policy was approved at a meeting of the Council on xxxxxx and, as required by the Act, was subsequently published and advertised for a period in excess of four weeks prior to its implementation.
19. This Policy has been prepared with the view that no statement will override the right of any person to make a licence application under the Act and will not undermine the right of any person to make representations on an application or to seek a review of that licence.
20. The Licensing Authority when considering applications will not take into account whether or not there is an unfulfilled demand for gambling facilities within the borough of Middlesbrough. Every application for a premises licence to the Licensing Authority will be considered on its merits and will be treated fairly and objectively in accordance with the three licensing objectives. The Licensing Authority will consult with responsible authorities on all applications.
21. Should you have any comments regarding this policy statement, please send them via e-mail or letter to the following contact:

Tim Hodgkinson
Public Protection Manager
Public Protection Service
Fountain Court, 119 Grange Road
Middlesbrough, TS1 2DT
E-mail: Licensing@middlesbrough.gov.uk
22. The Glossary in Appendix C at the back of this Policy sets out definitions appropriate to the Gambling Act 2005

Declaration

23. In producing the final statement, the Licensing Authority declares that it has had regard to the licensing objectives of the Gambling Act 2005, the guidance issued by the Gambling Commission, and any responses from those consulted on the statement.

Responsible Authorities

24. The Applicant will be required to notify all Responsible Authorities of their applications and these bodies will be entitled to make representations to the Licensing Authority in relation to applications for, and in relation to premises licences.
25. The contact details of all Responsible Authorities under the Gambling Act 2005 are shown in Appendix D. They are also available via the Council's web-site at www.middlesbrough.gov.uk or by contacting the Licensing Team via telephone on 01642 728011 or via e-mail at licensing@middlesbrough.gov.uk.

Body representing Children from Harm

26. The Licensing Authority has designated in writing the body it considers competent to advise the Licensing Authority on the protection of children from harm. This relevant contact is:

Risk and Resilience Manager (and any successor role)
Childrens Services,
Middlesbrough Council, Fountain Court, 119 Grange Road
Middlesbrough, TS1 2DT

27. The reasons the Licensing Authority has chosen the above as a responsible authority competent to advise it on the protection of children from harm are:
- a. That this body is answerable to democratically elected persons and is not answerable to a particular vested interest group
 - b. That this body is responsible for the area covered by the Licensing Authority and this Policy
 - c. That this body is experienced in dealing with the protection of children.

Interested parties

28. Interested parties can make representations about licence applications, or apply for a review of an existing licence. These parties are defined in the Gambling Act 2005 as follows:

“... a person is an interested party in relation to an application for or in respect of a premises licence if, in the opinion of the Licensing Authority which issues the licence or to which the applications is made, the person

- a) lives sufficiently close to the premises to be likely to be affected by the gambling activities,
- b) has business interests that might be affected by the gambling activities, or
- c) represents persons who satisfy paragraph (a) or (b)”

For the purposes of the casino application process, all applicants for a casino licence are treated as interested parties.

29. The Licensing Authority is required by regulations to state the principles it will apply in exercising its powers under the Gambling Act 2005 to determine whether a person is an interested party. The principles are:

- a. Each case will be decided upon its merits. This authority will not apply a rigid rule to its decision making. It will consider the examples of considerations provided in the Gambling Commission's Guidance for local authorities at Part 8.

30. Interested parties can be people who are democratically elected such as Councillors and MPs. Parish or community councils likely to be affected will also be considered to be interested parties. The Licensing Authority also accepts that people or bodies such as MPs, Councillors, trade unions, trade associations and residents and tenants associations may represent interested parties. Other than these however, this Licensing Authority will generally require written evidence that a person/body (e.g. an advocate / relative) 'represents' someone who either lives sufficiently close to the premises to be likely to be affected by the gambling activities and/or has business interests that might be affected by the gambling activities. A letter from one of these persons, requesting the representation is sufficient.

31. If individuals wish to approach Councillors to represent their views, care should be taken that the Councillors are not part of the Licensing Committee dealing with the licence application. If there are any doubts then please contact the Licensing Team.

Exchange of Information

32. Licensing Authorities are required to include in their statements the principles to be applied by the Authority in exercising the functions under sections 29 and 30 of the Act with respect to the exchange of information between it and the Gambling Commission, and the functions under section 350 of the Act with the respect to the exchange of information between it and the other persons listed in Schedule 6 to the Act.
33. The principle that this Licensing Authority applies is that it will act in accordance with the provisions of the Gambling Act 2005 in its exchange of information which includes the provision that the Data Protection Act 1998 will not be contravened. The Licensing Authority will also have regard to any Guidance issued by the Gambling Commission to local authorities on this matter when it is published, as well as any relevant regulations issued by the Secretary of State under the powers provided in the Gambling Act 2005.

Enforcement

34. Licensing Authorities are required by regulation under the Gambling Act 2005 to state the principles to be applied by the authority in exercising the functions under Part 15 of the Act with respect to the inspection of premises; and the powers under section 346 of the Act to institute criminal proceedings in respect of the offences specified.
- 1.** This Authority will be guided by the Regulator's Code and the Gambling Commission's Guidance for local authorities. As a result we will endeavor to be:
- Proportionate – we will only intervene when necessary, remedies will be appropriate to the risk posed, and costs identified and minimised
 - Accountable – our decisions will be justifiable, and be subject to public scrutiny.
 - Consistent – rules and standards will be joined up and implemented fairly.
 - Transparent and Open – licence conditions will be kept simple and user friendly.
 - Targeted – our regulation will be focused on the problem, and minimise side effects.
36. In line with the Gambling Commission's Guidance for local authorities this Licensing Authority will endeavour to avoid duplication with other regulatory regimes so far as possible.
37. This Licensing Authority has, as recommended by the Gambling Commission's Guidance for local authorities, adopted a risk-based approach to inspection and enforcement of the gambling permissions that it issues.

This approach is based around the risk towards the licensing objectives, relevant codes of practice, guidance issued by the Gambling Commission, and the principles included in this document.

38. The main enforcement and compliance role for this Licensing Authority in terms of the Gambling Act 2005 will be to ensure compliance with the premises licences and other permissions, which it authorises. The Gambling Commission is the enforcement body for operating and personal licences. Concerns about manufacture, supply or repair of gaming machines will not be dealt with by the Licensing Authority but will be notified to the Gambling Commission.
39. This Licensing Authority will also keep itself informed of developments regarding the work of the Better Regulation Executive in its consideration of the regulatory functions of local authorities.
40. Bearing in mind the principle of transparency, this Licensing Authority's enforcement policy will be available upon request to the Licensing Service. Our risk methodology will also be available upon request.

Fees

41. Fees will be set in accordance with the Gambling Commission's Guidance and will be limited to cost recovery. Fees for permits and other services will be as set by the Secretary of State.
42. Information regarding the fees to be charged, including the level of fees, for applications for premises licences and other permissions under the Act will be made available to the public via the Council's website or in writing upon request.

Licensing Committee

43. Appendix E shows the summary of Licensing Authority delegations permitted under the Gambling Act, except for those functions in relation to the large casino. Such decisions may be delegated in accordance with section 154 of the Gambling Act, 2005.
44. In Middlesbrough the Licensing Committee can consist of up to 14 Members. Licensing Sub-Committees consisting of 3 Committee Members will hear any relevant representations from applicants, responsible authorities and interested parties. Any of these individuals or groups may specifically request

a representative to make representations on their behalf. This could be a legal representative, a friend, an MP or a Ward Councillor. However, the Licensing Committee will determine whether it or its Sub-Committees will hear such relevant representations in relation to an application for a Large Casino Premise Licence.

45. The Licensing Committee and Sub Committees will not place themselves in situations where their honesty or integrity may be questioned, they will make decisions on merit and will reach their own conclusions on the issues laid before them. They will then act in accordance with those conclusions taking into account, as necessary and proper, the views of others.
46. The decision determined by the Licensing Committee or its Sub-Committee will be accompanied with clear, cogent reasons for that decision within the time limits required by legislation, having had due regard to the Human Rights Act 1998 and all other legislative requirements. The decision and reasons will be submitted to all parties concerned within the time limits required.

Reviews

47. Prior to an application for a review by the Licensing Authority, every effort will be made to work with the operator to achieve compliance and resolve any issues at the premises. A formal Review would not normally be undertaken without this process of ensuring compliance by the operator.
48. A premises licence may be reviewed by the Licensing Authority itself following an application or on its own volition. Requests for a review can also be made by interested parties or responsible authorities, however, it is for the Licensing Authority to decide whether or not the review is to be carried out. This will be on the basis of whether the request for the review is relevant to the matters listed below. It will also consider whether the request is frivolous, vexatious, will certainly not cause the Authority to alter/revoke/suspend the licence or whether it is substantially the same as previous requests for review.
49. The conduct of the review will be:
 - a. In accordance with any relevant Code of Practice issued by the Gambling Commission
 - b. In accordance with any relevant Guidance issued by the Gambling Commission
 - c. Reasonably consistent with the Licensing Objectives, and
 - d. In accordance with the Licensing Policy statement except in relation to

paragraph 43 below.

50. Where a premise licence has been granted by the Licensing Authority but an operator has not used the licence for a period of at least twelve months from the date of grant, the Licensing Authority may initiate a review of the premises licence and may take action on the ground that the licensee has not used the licence in accordance with Section 202(3) of the Act. However, each case will be considered on its own merits.
51. The Licensing Authority will endeavour to process review applications without delay.

Appeals

52. An applicant may appeal a decision to reject an application, impose a condition or take action following a review of the Premises Licence. An interested party or responsible authority may appeal if an application is granted, or if they are aggrieved at the action taken, if any, following a review. This appeal must be lodged within a period of 21 days from the day on which the applicant was notified by the Licensing Authority of the decision and must be made to Teesside Magistrates' Court. When an appeal notice is sent by first class post it will be deemed to be served 2 working days after it is posted or 4 working days if it is sent by second- class post. Teesside Magistrates' Court will take into account the Licensing Authority's Licensing Policy, Gambling Commission's Guidance, any relevant Codes of Practice and licensing objectives.
53. The Licensing Authority will give clear and comprehensive reasons for any rejection of an application and in accordance with good practice will give reasons in relation to all decisions it reaches. These reasons will address the extent to which the decision has been made with regard to the Licensing Policy and the Gambling Commission's Guidance and the reasons will be submitted to all parties concerned within the time limits required.
54. Once an appeal decision has been made the Licensing Authority will implement this without delay unless ordered by the Court to suspend such action or if an application is made to the High Court in relation to a point of law.

Complaints

55. All complaints in the first instance should be addressed to the:
Licensing Manager,
Public Protection Service
Fountain Court, 119 Grange Road
Middlesbrough, TS1 2DT

56. The Licensing Authority will investigate all relevant complaints.

Complainants will initially be encouraged to raise the complaint directly with the permit/licence holder. The Licensing Authority will endeavour to seek a resolution through informal means. Complaints may be progressed further through the Council's formal Complaints and Appeals procedure.

PART B

PREMISES LICENCES

General Principles

57. Premises licences utilises the provision of gambling facilities on the following:
- a. Casino Premises
 - b. Bingo Premises
 - c. Betting Premises, including race tracks used by betting intermediaries
 - d. Adult Gaming Centres (for Category B3, B4, C and D machines)
 - e. Family Entertainment Centres (for Category C and D machines).

Except in the case of tracks (where the occupier may not be the person offering gambling), premises licences will only be issued to people with the relevant operating licences.

58. Other forms of authorisations are as follows:
- a. Unlicensed Family Entertainment Centres
 - b. Prize Gaming
 - c. Gaming machines on alcohol-licensed premises
 - d. Club Gaming
 - e. Club Gaming Machines
59. Premises licences will be subject to the requirement set out in the Gambling Act 2005 and regulations, as well as specific mandatory and default conditions, which will be detailed in regulations issued by the Secretary of State. Licensing authorities are able to exclude default conditions and also attach others, where it is believed to be appropriate.
60. This Licensing Authority is aware that in making decisions about premises licences it should aim to permit the use of premises for gambling in so far as it thinks it:
- a. in accordance with any relevant code of practice issued by the Gambling Commission;
 - b. in accordance with any relevant guidance issued by the Gambling Commission ;
 - c. reasonably consistent with the licensing objectives; and
 - d. in accordance with the Licensing Authority's Statement of Principles.
61. It is appreciated that as stated in the Gambling Commission's Guidance for local authorities "moral or ethical objections to gambling are not a valid reason to reject applications for premises licences" and also that unmet

demand is not a criterion for a Licensing Authority.

Definition of “premises”

62. Premises is defined in the Act as “any place”. Different premises licences cannot apply in respect of single premises at different times. However, it is possible for a single building to be subject to more than one premises licence, provided they are for different parts of the building and the different parts of the building can be reasonably regarded as being different premises. Whether different parts of a building can properly be regarded as being separate premises will always be a question of fact in the circumstances. However, the Licensing Authority does not consider that areas of a building that are artificially or temporarily separate can be properly regarded as different premises. Each application for a premises licence will be considered on its own merits and the Licensing Authority recognises that different layouts may be appropriate under different circumstances. However, the crux of the matter is whether the proposed premises are genuinely separate premises that merit their licence, with the machines entitlement that that brings. They should not be artificially created from part of what is readily identifiable as a single premises.

63. The Licensing Authority takes particular note of the Gambling Commission’s Guidance for local authorities, which states that:

Licensing authorities should take particular care in considering applications for multiple premises licences for a building and those relating to a discrete part of a building used for other (non-gambling) purposes. In particular, they should be aware of the following:

- the third licensing objective seeks to protect children from being harmed or exploited by gambling. In practice this means not only preventing them from taking part in gambling, but also prevents them from being in close proximity to gambling. Therefore, premises should be configured so that children are not invited to participate in, have accidental access to or closely observe gambling where they are prohibited from participating.
- entrances to and exits from parts of a building covered by one or more premises licences should be separate and identifiable so that the separation of different premises is not compromised and people do not ‘drift’ into a gambling area. In this context it should normally be possible to access the premises without going through another licensed premises or premises with a permit
- customers should be able to participate in the activity named on the premises licence

In determining whether two or more proposed premises are truly separate, the licensing authority should consider factors which could assist them in making their decision, including:

- Is a separate registration for business rates in place for the premises?

- Is the premises' neighbouring premises owned by the same person or someone else?
- Can each of the premises be accessed from the street or a public passageway?
- Can the premises only be accessed from any other gambling premises?

Further guidance and factors to determine whether two or more premises are truly separate is available in the Gambling Commission Guidance to Local Authorities.

64. If an operator applies for a premises licence in respect of a premises which has still to be constructed or altered, the Licensing Authority will have regard to the Gambling Commission's Guidance when considering whether or not to issue a notice of grant or the premises licence, with or without conditions.

Location

65. This Licensing Authority is aware that demand issues cannot be considered with regard to the location of premises but that considerations in terms of the licensing objectives can. As advised in the Gambling Commission's Guidance for licensing authorities, this Licensing Authority will pay particular attention to the protection of children and vulnerable persons from being harmed or exploited by gambling, as well as issues of crime and disorder.

Local Risk Assessments

66. Operators are required to produce a Local Risk Assessment as part of their application for a premises licence in accordance with the Gambling Commission's Licence Conditions and Codes of Practice (LCCP). This should reflect factors such as:-
- whether neighbouring facilities may present risks when located near gambling premises (e.g. schools, hospitals, community centres, homeless centres, addiction treatment and rehabilitation centres);
 - whether the premises is located in an area of deprivation;
 - whether the premises is located in an area which is subject to high levels of crime and/or disorder;
67. Operators should also include control measures to mitigate the risks that have been identified. Control measures could include;
- Staff training with regards to excessive gambling
 - Updated policies and procedures
 - The use of security personnel
 - Age verification schemes
 - Installation of CCTV
 - Provision of signage relating to gambling care

- The layout of the premises to ensure staff have, where possible, unobstructed views of persons using the premises

Local Risk Assessments should give due consideration to the Local Area Profile and a copy of the risk assessment must be kept on the premises.

Local Area Profile

- 68 Although not a statutory requirement, a Local Area Profile will increase awareness of any identified risks in order to inform operators in order to provide sufficient detail when completing their risk assessments. This will facilitate constructive engagement with operators and enable them to provide greater consideration and a more coordinated response to any identified local risks.
69. It is our view that the inclusion of a Local Area Profile within the Policy will bring the following benefits:
- enable us to better serve our local community, by better reflecting the community and the risks within it,
 - enable us to make robust decisions, based on a clear, published set of factors and risks, which are therefore less susceptible to challenge and;
 - encourage operators and applicants to take a proactive approach to risk that is likely to result in reduced compliance and enforcement action.

Information in relation to Middlesbrough's Local Area Profile can be found at Appendix H.

Duplication with other regulatory regimes

70. The Licensing Authority will seek to avoid any duplication with other statutory / regulatory systems where possible, including planning. This authority will not consider whether a licence application is likely to be awarded planning permission or building regulations approval, in its consideration of it. It will however listen to, and consider carefully, any concerns about conditions which are not able to be met by licensees due to planning restrictions, should such a situation arise.

Licensing objectives

71. Premises licences granted must be reasonably consistent with the licensing objectives. With regard to these objectives, the Licensing Authority has considered the Gambling Commission's Guidance to local authorities and some comments are made below.

Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime

72. The Licensing Authority is aware that the Gambling Commission will be taking a leading role in preventing gambling from being a source of crime. The Gambling Commission's Guidance does however envisage that licensing authorities should pay attention to the proposed location of gambling premises in terms of this licensing objective. This Licensing Authority will, when determining applications consider whether the grant of a premises licence will result in an increase in crime and disorder. Thus, where an area has known high levels of organised crime this authority will consider carefully whether gambling premises are suitable to be located there and whether conditions may be suitable such as the provision of door supervisors. This Licensing Authority is aware of the distinction between instances of disorder and nuisance and will consider factors such as whether police assistance was required and how threatening the behaviour was to those who could see it, so as to make that distinction. The Gambling Commission guidance states that Licensing Authorities should generally consider disorder as activity that is more serious and disruptive than mere nuisance. Issues of nuisance cannot be addressed via the Gambling Act provisions. Applicants are encouraged to discuss the crime prevention procedures in their premises with the Council and/or Middlesbrough Police before making a formal application.

Ensuring that gambling is conducted in a fair and open way

73. The Licensing Authority has noted that the Gambling Commission has stated that it would generally not expect licensing authorities to become concerned with ensuring that gambling is conducted in a fair and open way as this will be addressed via operating and personal licences, both of which are the responsibility of the Gambling Commission.

Protecting Children and other vulnerable persons from being harmed or exploited by gambling

74. The Licensing Authority has noted that the Gambling Commission's Guidance for local authorities states that this objective means preventing children from taking part in gambling (as well as the restriction of advertising so that gambling products are not aimed at or are particularly attractive to children). The Licensing Authority will therefore consider, as suggested in the Gambling Commission's Guidance, whether specific measures are required at particular premises, with regard to this licensing objective. This may include such measures as:
- a. supervision of entrances
 - b. segregation of gambling areas from areas frequented by children
 - c. supervision of gaming machines in non-adult gambling specific premises.

There is however, more of a role with regard to tracks, which is explained in

more detail in the 'tracks' section of the Gambling Commission's Guidance.

75. This Licensing Authority will also make itself aware of the codes of practice, which the Gambling Commission issues as regards this licensing objective, in relation to specific premises such as casinos.

Vulnerable Persons:

76. The Licensing Authority will assume for regulatory purposes, that vulnerable persons include:
- a. people who gamble more than they want to;
 - b. people who gamble beyond their means; and
 - c. people who may not be able to make informed or balanced decisions about gambling due to, for example, mental health, a learning disability or substance misuse relating to alcohol or drugs.
77. The Licensing Authority will consider this licensing objective on a case by case basis. Should a practical definition prove possible in future then this policy statement will be updated with it, by way of a revision.
78. Middlesbrough Council is committed to working in partnership with GamCare and NECA (North East Council of Addiction) to ensure that local support services are available for the victims of gambling
79. Middlesbrough council is also aware of the Gambling Commission's National Strategy to Reduce Gambling Harms and will work with its partners to apply any advice from the Advisory Board For Safer Gambling

Conditions

80. Any conditions attached to licences will be proportionate and will be:
- a. relevant to the need to make the proposed building suitable as a gambling facility;
 - b. directly related to the premises and/or the type of licence applied for;
 - c. fairly and reasonably related to the scale and type of premises; and
 - d. reasonable in all other respects.
81. Decisions upon individual conditions will be made on a case by case basis, although there will be a number of measures this Licensing Authority will consider utilising should there be a perceived need; such as the use of supervisors, appropriate signage for adult only areas etc. There are specific comments made in regard to this under some of the licence types below. This Licensing Authority will also expect the licence applicant to offer their own suggestions as to how the licensing objectives can be met effectively.

82. In pursuing the licensing objectives, the Licensing Authority will also consider specific measures, which may be required for buildings, which are subject to multiple premises licences. Such measures may include:

- a. the supervision of entrances;
- b. segregation of gambling from non-gambling areas frequented by children; and
- c. the supervision of gaming machines in non-adult gambling specific premises

These matters are in accordance with the Gambling Commission's Guidance.

83. This Licensing Authority will also ensure that where category C or above machines are on offer in premises to which children are admitted:

- a. all such machines are located in an area of the premises which is separated from the remainder of the premises by a physical barrier which is effective to prevent access other than through a designated entrance;
- b. only adults are admitted to the area where these machines are located;
- c. access to the area where the machines are located is supervised;
- d. the area where these machines are located is arranged so that it can be observed by the staff or the licence holder; and
- e. at the entrance to and inside any such areas, there are prominently displayed notices indicating that access to the area is prohibited to persons under 18.

These considerations will apply to premises including buildings where multiple premises licences are applicable.

84. The Licensing Authority is aware that tracks may be subject to one or more than one premises licence, provided each licence relates to a specified area of the track. In line with the Gambling Commission's Guidance, this Licensing Authority will consider the impact upon the third licensing objective and the need to ensure that entrances to each type of premises are distinct and that children are excluded from gambling areas where they are not permitted to enter.

85. It is noted that there are conditions which the Licensing Authority cannot attach to premises licences which are:

- a. any condition on the premises licence which makes it impossible to comply with an operating licence condition;
- b. conditions relating to gaming machine categories, numbers, or method of operation;
- c. conditions which provide that membership of a club or body be required (the Gambling Act 2005 specifically removes the membership requirement

- for casino and bingo clubs and this provision prevents it being reinstated);
and
d. conditions in relation to stakes, fees, winning or prizes.

Door Supervisors

86. The Gambling Commission advises in its Guidance for licensing authorities that licensing authorities may consider whether there is a need for door supervisors if it is concerned that the premises may attract disorder or be subject to attempts at unauthorized access by children and young persons. It is noted that in-house employees working as door supervisors at casinos or bingo premises are exempt from the requirement to be licensed by the Security Industry Authority (SIA). However, where contract staff are employed as door supervisors in casino or bingo premises, such staff are required to be licensed by the SIA.

Adult Gaming Centres

87. The Licensing Authority will have specific regard to the protection of children and vulnerable persons from harm or exploitation through gambling and will expect applicants to satisfy the authority that there will be sufficient measures to, for example, ensure that under 18 year olds do not have access to these premises.
88. The Licensing Authority will expect applicants to offer their own measures to meet the licensing objectives however, appropriate measures /licence conditions may cover issues such as:
- a. Proof of age schemes
 - b. CCTV
 - c. Supervision of entrances / machine areas
 - d. Physical separation of areas
 - e. Location of entry
 - f. Notices/signage
 - g. Specific opening hours
 - h. Self- exclusion schemes
 - i. Provision of information leaflets / helpline numbers for organisations such as GamCare.

This list is not mandatory, nor exhaustive, and is merely indicative of example measures.

Where an operator of an existing AGC premises licence applies to vary the licence to acquire additional AGC premises licences (so that the area that was the subject of a single licence will become divided between a number of separate licensed premises), it is not permissible for all of the gaming machines to which each of the licences bring an entitlement to be grouped

together in one of the licensed premises.

(Licensed) Family Entertainment Centres (FEC):

89. There are two classes of Family Entertainment Centres. Licensed FECs provide category C and D machines and require a premises licence. Unlicensed FECs provide Category D machines only and are regulated through FEC Gaming Machine Permits and these are dealt with on page 28.
90. Children and young persons may enter FECs but are not permitted to play Category C machines. The Licensing authority may consider measures to meet the licensing objectives such as:
 - a. CCTV
 - b. Supervision of entrances / machine areas
 - c. Physical separation of areas
 - d. Location of entry
 - e. Notices / signage
 - f. Specific opening hours
 - g. Self-exclusion schemes
 - h. Provision of information leaflets / helpline numbers for organisations such as GamCare.
 - i. Measures / training for staff on how to deal with suspected truant school children on the premises

This list is not mandatory, nor exhaustive, and is merely indicative of example measures.

91. The Licensing Authority will, as advised in the Gambling Commission's guidance, refer to the Commission's website to see any conditions that apply to operating licences covering the way in which the area containing the category C machines should be delineated. This Licensing Authority will also make itself aware of the mandatory or default conditions on these premises licences.

Casinos

92. On 15 May 2008 the Categories of Casino Regulations 2008 and the Gambling (Geographical Distribution of Large and Small Casino Premises Licences) Order 2008 were approved. This specified which Licensing Authorities could issue Large and Small Casinos. Middlesbrough Borough Council, having previously submitted a proposal to the Casino Advisory Panel for a Regional or Large Casino Licence, was approved as one of the authorities permitted to issue a large Casino Premises Licence.
93. On 26 February 2008 the Secretary of State issued the Code of Practice on Determinations relating to large and small Casinos. The Licensing Authority is required to comply with this Code which sets out:

- a) the procedure to be followed in making any determinations required under Paragraphs 4 and 5 of Schedule 9 to the Gambling Act 2005; and
 - b) matters to which the Licensing Authority should have regard in making those determinations.
94. Where there are a number of applications made by operators to operate the large Casino, legislation requires that the Licensing Authority will stage a 'competition' under Schedule 9 of the Gambling Act 2005 and will run such a competition in line with The Gambling (Inviting Competing Applications for Large and Small Casino Premises Licences) Regulations 2008 and the DCMS Code of Practice issued by the Secretary of State.
95. Where the Licensing Authority receives a number of applications for a Casino Premises Licence, legislation requires the Licensing Authority to follow a two-stage application process in accordance with the DCMS Code of Practice issued by the Secretary of State.
96. On 27 October 2010, Middlesbrough Council published an invitation calling for applications for the large casino premises licence or provisional statement in accordance with the Gambling (Inviting Competing Applications for Large and Small Casino Premises Licences) Regulations 2008.
97. On 4 April 2011, Middlesbrough Council's Licensing Committee considered 2 applications for a provisional statement which were received as a result of the invitation. Both applications were approved at stage 1.
98. On 30 May 2012, Middlesbrough Council's Licensing Committee granted a provisional statement to the successful applicant. However, the development of a large casino did not take place and there is no premises licence in place for a large casino in Middlesbrough.
99. There are currently no plans to issue further premises licences for a Large Casinos in Middlesbrough. However, should circumstances change in future the Licensing Authority may be required to recommence the application process. The general principles, the application process and principles for selection for the large casino licence are detailed at Appendix F and Appendix G. The Council has not passed a "no casino" resolution under Section 166 of the Act. However, it may choose to exercise this option should there be only one application for a large casino premises licence or provisional statement or where there is more than one application, those applications fail to meet the Council's aspirations for the benefit of Middlesbrough.

100. In addition to the provisional statement issued in respect of the large casino under the Gambling Act 2005 there is 1 other converted casino licence which was previously issued under the Gaming Act 1968.

Bingo Premises

101. This Licensing Authority notes that the Gambling Commission's Guidance states:

It is important that if children are allowed to enter premises licensed for bingo that they do not participate in gambling, other than on category D machines. Where category C or above machines are available in premises to which children are admitted licensing authorities should ensure that these machines are separated from areas where children and people are allowed.

102. The Licensing Authority will need to be satisfied that bingo can be played in any bingo premises for which they issue a premises licence. This will be a relevant consideration where the operator of an existing bingo premises applies to vary their licence to exclude an area of the existing premises from its ambit and then applies for a new premises licence, or multiple licences, for excluded areas.

Betting premises

103. The Licensing Authority is responsible for issuing and monitoring premises licences for all betting premises and children will not be permitted entry to a premise with a Betting Premises licence. They may however be permitted entry to tracks and special rules apply.

The Licensing authority may consider measures to meet the licensing objectives such as:

- a. Proof of age schemes
- b. CCTV
- c. Notices/signage
- d. Self-exclusion Schemes
- e. Provision of information/leaflets for organisations such as Gamcare.

The Licensing Authority will need to be satisfied that betting can be undertaken in any betting premises for which it issues a premises licence. The Licensing Authority will not look favourably upon an application where it is established that an applicant is seeking a betting premises licence with the sole intention of placing four Fixed Odds Betting Terminals in the premises, with no provision for betting facilities. The Licensing Authority does not consider this to be within the spirit of the Act.

Tracks

104. This Licensing Authority is aware that tracks may be subject to more than one premises licence, provided each licence relates to a specified area of the track. With regard to the Gambling Commission's Guidance, the Licensing Authority will give particular consideration to the impact upon the third licensing objective (the protection of children and vulnerable persons from being harmed or exploited by gambling) and the need to ensure entrances to each type of premises are distinct and that children are excluded from gambling areas where they are not permitted to enter.
105. This Licensing Authority will therefore expect the premises licence applicant to demonstrate suitable measures to ensure that children do not have access to adult only gaming facilities. It is noted that children and young persons will be permitted to enter track areas where facilities for betting are provided on days when dog-racing and/or horse racing takes place, but that they are still prevented from entering areas where gaming machines (other than category D machines) are provided.
106. The Licensing authority may consider measures to meet the licensing objectives such as:
- a. Proof of age schemes
 - b. CCTV
 - c. Supervision of entrances / machine areas
 - d. Physical separation of areas
 - e. Location of entry
 - f. Notices / signage
 - g. Specific opening hours
 - h. Self-exclusion schemes
 - i. Provision of information leaflets / helpline numbers for organisations such as GamCare

This list is not mandatory, nor exhaustive, and is merely indicative of example measures.

Gaming machines on tracks

107. This Licensing Authority notes the Commission's Guidance that licensing authorities therefore need to consider the location of gaming machines at tracks, and applicants for track premises licences will need to demonstrate that, where the applicant holds a pool betting operating licence and utilises the entitlement to provide four gaming machines (of categories B2 to D), these machines are located in areas from which children are excluded (other than category D machines which children and young persons are not

prohibited from playing on a track).

Condition on rules being displayed

108. The Licensing Authority notes the guidance relating to the mandatory condition requiring the display of rules at track betting premises and agrees that the rules should be prominently displayed on or near the betting areas and that other measures are taken to ensure that they are made available to the public, such as, printing them in the race card or programme. The requirement could also be met by making a copy of the rules available in a leaflet available from the main track office from where they could be issued to customers upon request. (in accordance with guidance and mandatory condition).

Applications and plans for Tracks.

109. The Gambling Act (s151) requires applicants to submit plans of the premises with their application, in order to ensure that the licensing authority has the necessary information to make an informed judgement about whether the premises are fit for gambling. The plan will also be used for the licensing authority to plan future premises inspection activity.

Plans for tracks do not need to be in a particular scale but should be drawn to scale and should be sufficiently detailed to include the information required by regulations.

110. Some tracks may be situated on agricultural land where the perimeter is not defined by virtue of an outer wall or fence, such as point-to-point racetracks. In such instances, where an entry fee is levied, track premises licence holders may erect temporary structures to restrict access to premises.
111. In the rare cases where the outer perimeter cannot be defined, it is likely that the track in question will not be specifically designed for the frequent holding of sporting events or races. In such cases betting facilities may be better provided through occasional use notices where the boundary premises do not need to be defined.
112. This authority appreciates that it is sometimes difficult to define the precise location of betting areas on tracks. The precise location of where betting facilities are provided is not required to be shown on track plans, both by virtue of the fact that betting is permitted anywhere on the premises and because of the difficulties associated with pinpointing exact locations for some types of track. Applicants should provide sufficient information that this authority can satisfy itself that the plan indicates the main areas where betting might take place. For racecourses in particular, any betting areas subject to the “five times rule” (commonly known as betting rings) must be indicated on the plan.

Travelling Fairs

113. It will fall to this Licensing Authority to decide whether, where category D machines and / or equal chance prize gaming without a permit is to be made available for use at travelling fairs, the statutory requirement that the facilities for gambling amount to no more than an ancillary amusement at the fair is met.

The Licensing Authority will also consider whether the applicant falls within the statutory definition of a travelling fair.

114. It has been noted that the 27-day statutory maximum for the land being used as a fair, is per calendar year, and that it applies to the piece of land on which the fairs are held, regardless of whether it is the same or different travelling fairs occupying the land. This Licensing Authority will work with its neighbouring authorities to ensure that land, which crosses our boundaries, is monitored so that the statutory limits are not exceeded.

Provisional Statements

115. Developers may wish to apply to this authority for provisional statements before entering into a contract to buy or lease property or land to judge whether a development is worth taking forward in light of the need to obtain a premises licence. There is no need for the applicant to hold an operating licence in order to apply for a provisional statement.
116. s.204 of the Gambling Act provides for a person to make an application to the licensing authority for a provisional statement in respect of premises that he or she:
- a. expects to be constructed;
 - b. expects to be altered; or
 - c. expects to acquire a right to occupy.

The process for considering an application for a provisional statement is the same as that for a premises licence application. The applicant is obliged to give notice of the application in the same way as applying for a premises licence. Responsible authorities and interested parties may make representations and there are rights of appeal.

117. In contrast to the premises licence application, the applicant does not have to hold or have applied for an operating licence from the Gambling Commission (except in the case of a track) and they do not have to have a

right to occupy the premises in respect of which their provisional application is made. The holder of a provisional statement may then apply for a premises licence once the premises are constructed, altered or acquired and they have obtained or applied for an operator licence. The licensing authority will be constrained in the matters it can consider when determining the premises licence application, and in terms of representations about premises licence applications that follow the grant of a provisional statement, no further representations from relevant authorities or interested parties can be taken into account unless:

- a. they concern matters which could not have been addressed at the provisional statement stage, or
 - b. they reflect a change in the applicant's circumstances.
118. In addition, the authority may refuse the premises licence (or grant it on terms different to those attached to the provisional statement) only by reference to matters:
- a. which could not have been raised by objectors at the provisional statement stage;
 - b. which in the authority's opinion reflect a change in the operator's circumstances; or
 - c. where the premises have not been constructed in accordance with the plan submitted with the application.

PART C

Permits / Temporary & Occasional Use Notices

119. The Act introduces a range of permits for gambling. Permits are required when premises provide a gambling facility but either the stakes and prizes are very low or gambling is not the main function of the premises. The permits regulate gambling and the use of gaming machines in a specific premises.
120. The Licensing Authority may only grant or reject an application for a permit and cannot impose or attach any conditions. There are different considerations to be taken into account when considering the different types of permit applications.
121. Where a permit is granted, the Licensing Authority will issue the permit as soon, as is reasonably practicable.

1. Unlicensed Family Entertainment Centre gaming machine permits (Statement of Principles on Permits - Schedule 10 paragraph 7)

122. Where a premise does not hold a premises licence but wishes to provide gaming machines, it may apply to the Licensing Authority for this permit.
123. The Licensing Authority must be satisfied that the premises will be used wholly or mainly as an unlicensed Family Entertainment Centre and the Chief Officer of Cleveland Police must be consulted on the application.
124. As unlicensed gaming centres are not subject to scrutiny by the Gambling Commission applicants are expected to demonstrate:
 - a. that they have a full understanding of maximum stakes and prizes that are permissible in unlicensed FECs;
 - b. their staff are trained to have a full understanding of these issues; and
 - c. that neither they nor their staff have any relevant convictions.
125. When determining a permit, the Licensing Authority will have regard to the Gambling Commission's Guidance to Licensing Authorities and although not required to, will have regard to the three licensing objectives.
126. The Gambling Commission's Guidance for Licensing Authorities also states **that: licensing authorities may include a statement of principles in their licensing policy that they propose to apply when exercising their functions in considering applications for permits.** Licensing authorities will want to give weight to child protection issues.

Statement of Principles for Unlicensed Family Entertainment Premises:

127. The Licensing Authority will expect the applicant to show:

- a. that there are policies and procedures in place to protect children from harm. Harm in this context is not limited to harm from gambling but includes wider child protection considerations. The efficiency of such policies and procedures will each be considered on their merits, however they may include appropriate measures / training for staff regarding suspected truant school children on the premises, measures/training covering how staff would deal with unsupervised very young children being on the premises or children causing perceived problems on and around the premises.
- b. a full understanding of the maximum stakes and prizes of the gambling that is permissible in unlicensed FECs;
- c. that the applicant and staff have no relevant convictions (those that are set out in Schedule 7 of the Act)
- d. that staff are trained to have a full understanding of the maximum stakes and prizes.

2. (Alcohol) Licensed premises gaming machine permits - (Schedule 13 paragraph 4(1))

128. There is provision in the Act for premises licensed to sell alcohol for consumption on the premises, to automatically have 2 gaming machines, of categories C and/or D. The premises merely need to notify the Licensing Authority.

129. The Licensing Authority can remove the automatic authorisation in respect of any particular premises if:

- a. provision of the machines is not reasonably consistent with the pursuit of the licensing objectives;
- b. gaming has taken place on the premises that breaches a condition of section 282 of the Gambling Act (i.e. the gaming machines have been made available in such a way that does not comply with the requirements on the location and operation of gaming machines.
- c. the premises are mainly used for gaming; or
- d. an offence under the Gambling Act has been committed on the premises.

130. If a premises wishes to have more than 2 machines, then it needs to apply for a permit and the Licensing Authority must consider that application based upon the licensing objectives, any guidance issued by the Gambling Commission issued under Section 25 of the Gambling Act 2005, and “*such matters as they think relevant.*” This Licensing Authority considers that “such matters” will be decided on a case by case basis but generally there will be regard to the need to:

- a. protect children and vulnerable persons from being harmed or being exploited by gambling, and
- b. that there will be sufficient measures to ensure that under 18 year olds do not have access to the adult only gaming machines.

Measures, which will satisfy the authority that there will be no access, may include:

- c. the adult machines being in sight of the bar, or in the sight of staff that will monitor that the machines are not being used by those under 18.
- d. Notices and signage may also be of help.

With regards to the protection of vulnerable persons, applicants may wish to consider the provision of information leaflets /helpline numbers for organisations such as GamCare.

131. It should be noted that the Licensing Authority can decide to grant the application with a smaller number of machines and/or a different category of machines than that applied for. Conditions (other than these) cannot be attached.

132. It should also be noted that the holder of a permit must comply with any Code of Practice issued by the Gambling Commission about the location and operation of the machine.

Permitted and Exempt Gaming in Clubs and Alcohol licensed premises.

133. There are certain types of gaming permitted in these premises without the need for a permit, temporary use or occasional use notices. However, this exemption is subject to limits on stakes and prizes. Reference should be made to the Guidance, which provided detailed information on this matter

3. Prize Gaming Permits - (Statement of Principles on Permits - Schedule 14 paragraph 8 (3))

134. The Gambling Act 2005 states that a Licensing Authority may “prepare a statement of principles that they propose to apply in exercising their functions under this Schedule” which “may, in particular, specify matters that the Licensing Authority propose to consider in determining the suitability of the applicant for a permit”.

The Licensing Authority has prepared a Statement of Principles which is that the applicant should set out the types of gaming that he or she is intending to offer and that the applicant should be able to demonstrate:

- a. that they understand the limits to stakes and prizes that are set out in Regulations;
- b. that the gaming offered is within the law.

135. In making its decision on an application for this permit the Licensing Authority does not need to have regard to the licensing objectives but must have regard to any Gambling Commission Guidance.
136. It should be noted that there are conditions in the Gambling Act 2005 by which the permit holder must comply, but that the Licensing Authority cannot attach conditions. The conditions in the Act are:
- a. the limits on participation fees, as set out in regulations, must be complied with;
 - b. all chances to participate in the gaming must be allocated on the premises on which the gaming is taking place and on one day; the game must be played and completed on the day the chances are allocated; and the result of the game must be made public in the premises on the day that it is played;
 - c. the prize for which the game is played must not exceed the amount set out in regulations (if a money prize), or the prescribed value (if non-monetary prize); and
 - d. participation in the gaming must not entitle the player to take part in any other gambling.

4. Club Gaming and Club Machines Permits

137. Members Clubs and Miners' welfare institutes (but not Commercial Clubs) may apply for a Club Gaming Permit. The Club Gaming Permit will enable the premises to provide gaming machines (3 machines of categories B3A, B4, C or D, but only one B3A machine can be sited as part of this entitlement), equal chance gaming and games of chance as set-out in regulations.
138. Members Clubs and Miner's welfare institutes – and also Commercial Clubs – may apply for a Club Machine Permit. A Club Machine permit will enable the premises to provide gaming machines (3 machines of categories B3A, B4, C and D). NB Commercial Clubs may not site category B3A gaming machines offering lottery games in their club.
139. Gambling Commission Guidance states: "Members clubs must have at least 25 members and be established and conducted "wholly or mainly" for purposes other than gaming, unless the gaming is restricted to bridge and whist. A members' club must be permanent in nature, but there is no requirement for a club to have an alcohol licence. (reflects amended guidance)
140. The Commission Guidance also notes that "licensing authorities may only refuse an application on the grounds that:
- a. the applicant does not fulfil the requirements for a members' or commercial club or miners' welfare institute and therefore is not entitled to receive the type of permit for which it has applied;
 - b. the applicant's premises are used wholly or mainly by children and/or

- young persons;
- c. an offence under the Act or a breach of a permit has been committed by the applicant while providing gaming facilities;
- d. a permit held by the applicant has been cancelled in the previous ten years; or
- e. an objection has been lodged by the Commission or the police.

141. There is also a 'fast-track' procedure available under the Act for premises, which hold a Club Premises Certificate under the Licensing Act 2003 (Schedule 12 paragraph 10). As the Gambling Commission's Guidance for local authorities states: "Under the fast-track procedure there is no opportunity for objections to be made by the Commission or the police, and the grounds upon which an authority can refuse a permit are reduced." and "the grounds on which an application under the process may be refused are:

- a. that the club is established primarily for gaming, other than gaming prescribed under schedule 12;
- b. that in addition to the prescribed gaming, the applicant provides facilities for other gaming; or
- c. that a club gaming permit or club machine permit issued to the applicant in the last ten years has been cancelled."

142. The gambling provided under the authority of a club gaming permit must also meet the following conditions:

- a. in respect of gaming machines:
 - No child or young person may use a category B or C machine on the premises
 - That the holder must comply with any relevant provision of a code of practice about the location and operation of gaming machines.
- b. the public, children and young persons must be excluded from any area of the premises where the gaming is taking place.

The Licensing Authority notes the Gambling Commission's amended guidance in relation to factors to be considered when:-

- a. Granting a Club Gaming Permit
- b. Considering gaming under a Club Machine Permit
- c. Monitoring Club Machine Permits (to reflect amended guidance)

5. Temporary Use Notices (TUN's)

143. A Temporary Use Notice may only be granted to a person or company holding a relevant operating licence and there are a number of statutory limits as regards TUNs. Section 218 of the Act refers to a 'set of premises' and provides that a set of premises is the subject of a temporary use notice if 'any part' of the premises is the subject of a notice. The reference to a 'set of premises' prevents one large premise from having a temporary use notice in effect for more than 21 days in a year by giving notification in

relation to different parts of the premises and re-setting the clock. The Licensing Authority will decide what constitutes a 'set of premises' where Temporary Use Notices are received relating to the same building / site.

144. In considering whether a place falls within the definition of a 'set of premises' the Licensing Authority will look at the ownership/occupation and control of the premises and the Licensing Authority will consider whether different units are in fact different 'sets of premises'. An example would be a large exhibition centre with different exhibition halls. This would be considered properly as one premise and would not be granted a temporary use notice for each of its exhibition halls.
145. The Licensing Authority may object to a TUN where it appears that their effect would be to permit regular gambling in a place that could be described as one set of premises. The Licensing Authority and other bodies to which the notice is copied may give notice of objection but they must have regard to the licensing objectives and where there are such objections, they must give a notice of objection to the person who gave the TUN, such notice will be copied to the Licensing Authority.

6. Occasional Use Notices (OUN).

146. An Occasional Use Notice may be used where there is betting on a track on 8 days or less in a calendar year. The OUN dispenses with the need for a Betting Premises Licence for a track and the Licensing Authority will maintain a register of all applications.
147. The Licensing Authority has very little discretion as regards these notices aside from ensuring that the statutory limit of 8 days in a calendar year is not exceeded. This Licensing Authority will though consider the definition of a 'track' and whether the applicant is permitted to avail him/herself of the notice.

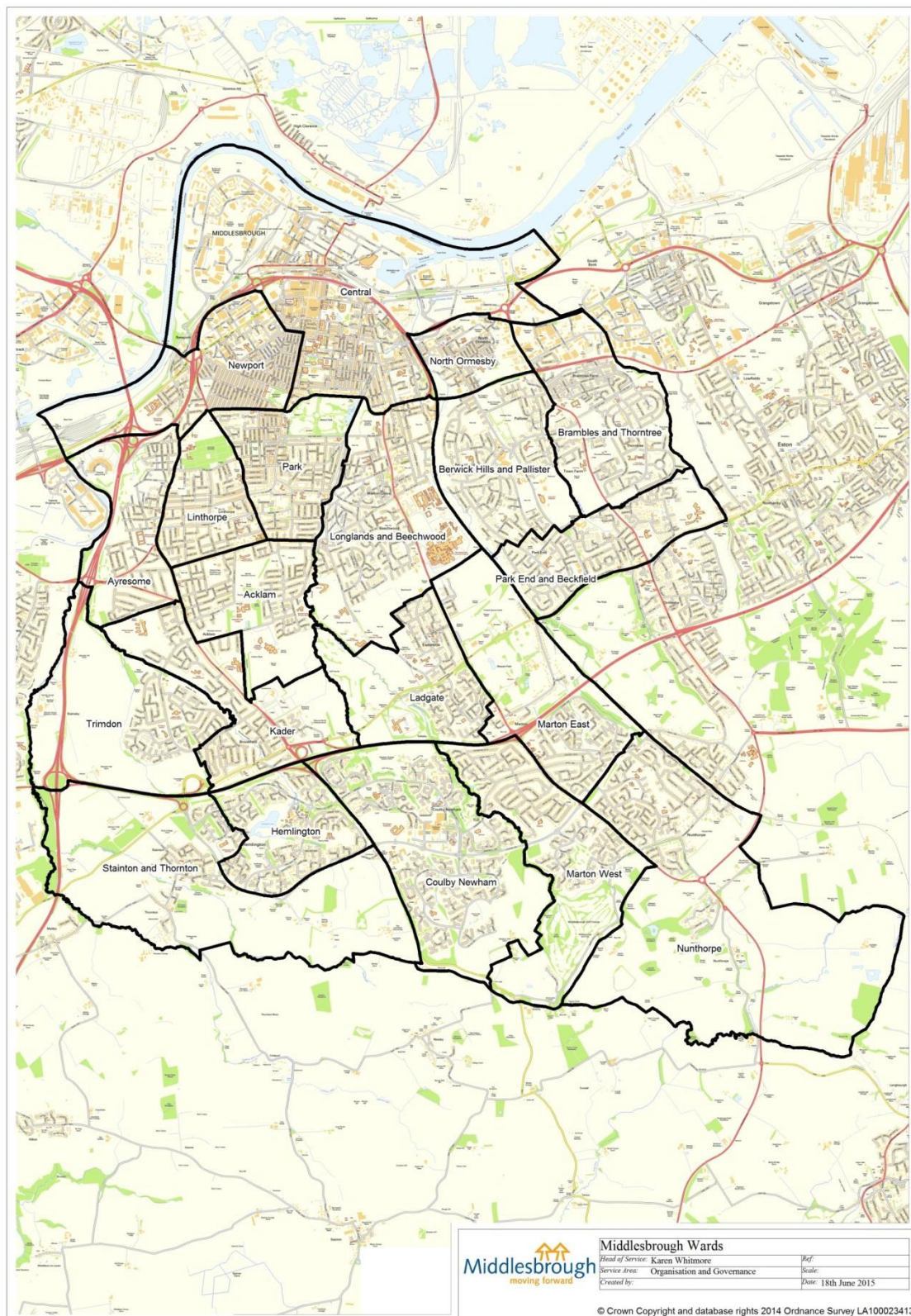
7. Small Society Lottery Registration

148. A lottery generally refers to schemes under which prizes are distributed by chance among entrants who have given some form of value for their chance to take part.
149. The Act creates two principal classes of lotteries: Licensed lotteries and exempt lotteries. Licensed lotteries are large society lotteries and lotteries run for the benefit of local authorities. These are regulated by the Gambling Commission.
150. Within the class of exempt lotteries there are four sub-classes, one of which are small society lotteries which require registration with the council.
151. A small society lottery is a lottery promoted on behalf of a non-commercial society as defined in the Act which also meets specific financial requirements set out in the Act. These will be administered by the council for small societies who have a principal office in Middlesbrough and want to run such a lottery.
152. To be 'non-commercial' a society must be established and conducted:
- For charitable purposes;
 - For the purpose of enabling participation in, or supporting sport, athletics or a cultural activity; or
 - For any other non-commercial purpose other than that of private gain.
153. A lottery is 'small' if the total value of the tickets put on sale in a single lottery is £20,000 or less and the aggregate value of the tickets put on sale in a calendar year is £250,000 or less.
154. The other types of exempt lotteries are 'incidental non-commercial lotteries', 'private lotteries' and 'customer lotteries'. This includes raffles held at non-commercial events such as school fetes. Guidance on the different categories can be obtained from the Licensing Department.
155. The National Lottery is not licensed by the Gambling Act 2005 and is authorised under separate National Lottery Acts which are administered by the Gambling Commission.

APPENDICES

APPENDIX A

MAP OF MIDDLESBROUGH



APPENDIX B

CONSULTEES TO GAMBLING LICENSING POLICY

The Gambling Act requires that the following parties be consulted on the Licensing Policy:

- The Chief Officer of Police
- One or more persons who appear to the Authority to represent the interests of persons carrying on gambling businesses in the Authority's area
- One or more persons who appear to the Authority to represent the interests of persons who are likely to be affected by the exercise of the Authority's functions under the Gambling Act 2005.

Middlesbrough Council has consulted the following bodies:

- Gambling Commission
- GamCare
- Local Government Association

The following Responsible Authorities

- *The Gambling Commission*
Victoria Square House
Victoria Square
Birmingham
B2 4BP
- The Chief Officer of Police in whose area the premises is partly or wholly situated:

Chief Constable
Shared Service Centre
Ash House
III Acre
Princeton Drive
Thornaby
Stockton on Tees
TS17 6AJ

and

Cleveland Police
Middlesbrough District Licensing Unit
Middlesbrough HQ
Bridge Street West

Middlesbrough
TS2 1AB

- The Fire and Rescue Authority for the same area:

Cleveland Fire Brigade
Endeavour House
Stockton Road
Hartlepool
TS25 5TB

- In England and Wales the local Planning Authority:

Middlesbrough Council Development Control Service
Fountain Court, 119 Grange Road
Middlesbrough, TS1 2DT

- An authority which has functions in relation to pollution to the environment or harm to human health:

Middlesbrough Council
Public Protection Service
Fountain Court, 119 Grange Road
Middlesbrough, TS1 2DT

Middlesbrough Council
Environmental Protection Team
Address as above

- Anybody, designated in writing by the Licensing Authority as competent to advise about the protection of children from harm:

The Designated Licensing Officer (Safeguarding)

Risk and Resilience Manager
Childrens Services,
Middlesbrough Council, Fountain Court, 119 Grange Road
Middlesbrough, TS1 2DT

- HM Revenue & Customs
Benton Park View
Newcastle
NE98 1ZZ

- Any other person prescribed in regulations by the Secretary of State
Vessels only

- Navigation Authority whose statutory functions are in relation to waters

where the vessel is usually moored or berthed, i.e.

Environment Agency

enquiries@environment-agency.gov.uk

- British Waterways Board
Navigation Way
Thornaby
Stockton-on-Tees
TS17 6QA
- Responsible Gambling Trust
- Middlesbrough Council Staff
- NHS Middlesbrough
- Voluntary, Vulnerable and Community Groups (e.g. Mencap, Gamblers Anonymous, Citizen's Advice Bureau, etc.) through the Council for Voluntary Services (CVS) –
- Current Licensees

Bodies representing persons living sufficiently close and having business interests that may be affected

- Association of British Bookmakers
- BACTA
- British Casino Association
- Casino Operators' Association – British Casino Association
- Remote Gambling Association
- Responsibility in Gambling Trust
- The Bingo Association
- The Football Association
- The Lotteries Council
- The Working Men's Club & Institute Union

Bodies representing Residents

- Gamblers Anonymous
- Middlesbrough Elected Members
- Community Councils
- Town and Parish Councils:
Parish Clerk for Stainton and
Thornton
J Holmes
13 Strait Lane
Stainton
Middlesbrough
TS8 9BB

Clerk for Nunthorpe Parish
Council

Angela Livingstone
1 Muirfield Road
Nunthorpe
Middlesbrough

Reasons why the above groups were chosen as consultees:

The above have been chosen as consultees as they represent the interests of persons carrying on gambling businesses or the interests of persons likely to be affected by gambling businesses in the Middlesbrough area.

The Licensing Authority has developed its own consultation practices, has undertaken a comprehensive consultation exercise and has used a variety of methods. The consultation took place between xxxxxxxx and xxxxxxxx.

The full list of comments made and the consideration by the Council of those comments will be available on the Council's web site at www.middlesbrough.gov.uk or by e-mailing: licensing@middlesbrough.gov.uk

APPENDIX C**GLOSSARY**

Admissible Representations	Representations submitted by a Responsible Authority or Interested Party
Adult Gaming Centre	Premises where category B3, B4, C and D gaming machines may be made available with an Operator Licence and a Premises Licence
Authorised Local Authority Officer	A Licensing Authority Officer who is an authorised person for a purpose relating to premises in that authority's area.
Authorised Person	A Licensing Officer and an officer of an authority other than a Licensing Authority, both of whom have been authorised for a purpose relating to premises in that authority's area. The following are considered authorised persons: <ul style="list-style-type: none"> • Inspectors appointed under the Fire Precautions Act 1971; • Inspectors appointed under the Health and Safety at Work, etc. Act 1974 • Inspectors or Surveyors of ships appointed under the Merchant Shipping Act 1995; • A person in a class prescribed in regulations by the Secretary of State.
Automated Roulette Equipment	2 types: 1) Linked to a live game of chance, e.g. Roulette 2) Plays live automated game, i.e. operates without human intervention
Automatic Conditions	Conditions attached automatically to premises licences or authorisations. The Licensing Authority has no discretion not to include or modify them.
AWP machines	Amusement with Prizes Machines
BACTA	British Amusement Catering Trade Association
Betting Intermediary	Offers services via remote communication, such as the internet.
Betting Premises	For betting that takes place other than at a track (off course betting)

Betting Ring	An area that is used for temporary 'on course' betting facilities.
Betting Machines	A machine designed or adapted for use to bet on future real events (not a Gaming Machine).
Bingo	A game of equal chance.
Bingo Premises	Premises where cash and prize bingo may be permitted with an operator licence and a premises licence
Casino	An arrangement whereby people are given an opportunity to participate in one or more casino games.
Casino Games	Games of chance that are not equal chance gaming.
Casino Premises Licence Categories	<ul style="list-style-type: none"> a) Regional Casino Premises Licence b) Large Casino Premises Licence c) Small Casino Premises Licence d) Casinos permitted under transitional arrangements
Casino Resolution	Resolution to issue monitor and regulate Casino Premises Licences
Child	Individual who is less than 16 years old.
Christmas Day Period	Covers the period of 24 hours from midnight on 24 December.
Club Gaming Machine Permit	Permit to enable the premises to provide gaming machines (3 machines of Categories B3A, B4, C or D)
Club Gaming Permit	Permit to enable the premises to provide gaming machines (3 machines of Categories B3A, B4, C or D), equal chance gaming and games of chance.
Commercial Club	Clubs with the same characteristics as a Members Club except that they are established with a view to making a profit e.g. snooker club. Permit to enable premises to provide gaming machines (3 machines of Categories B4, C or D)
Complex Lottery	<p>An arrangement where:</p> <ul style="list-style-type: none"> • Persons are required to pay to participate in the arrangement; • In the course of the arrangement, one or more prizes are allocated to one or more members of a class; • The prizes are allocated by a series of processes; and • The first of those processes relies wholly on chance.

Conditions	<p>Conditions to be attached to licences by way of:</p> <ul style="list-style-type: none"> • Automatic provision • Regulations provided by Secretary of State • Conditions provided by Gambling Commission • Conditions provided by Licensing Authority <p>Conditions may be general in nature (either attached to all licences or all licences of a particular nature) or may be specific to a particular licence.</p>
Customer Lotteries	<p>Lotteries run by the occupiers of business premises who sell tickets only to customers present on their premises. These lotteries may not be conducted on vessels.</p>
Default Conditions	<p>Conditions that will apply unless the licensing authority decide to exclude them. This may apply to all premises licences, to a class of premises licence or licences for specified circumstances.</p>
Delegated Powers	<p>Decisions delegated either to a Licensing Committee, Sub-Committee or Licensing Officers.</p>
Disorder	<p>No set interpretation, however, likely to be connected to the way gambling is being conducted. In the case of gambling premises licences, disorder is intended to mean activity that is more serious and disruptive than mere nuisance.</p>
Domestic Computer	<p>One capable of being used for a purpose not related to gambling that is located in a private dwelling and used only on domestic occasions. Exempt from a Gaming Machine Permit (as per regulations)</p>
Dual Computer Use	<p>One capable of being used for a purpose not related to gambling but must not be knowingly adapted or presented in such a way as to facilitate or draw attention to the possibility of its use for gambling. Exempt from a Gaming Machine Permit (as per regulations)</p>
Equal Chance Gaming	<p>Games that do not involve playing or staking against a bank and where the chances are equally favourable to all participants</p>
EBT	<p>Electronic Bingo Ticket Minders. Electronic equipment operated by a Bingo Operators Licence for the purposes of playing bingo.</p>
Exempt Lotteries	<p>Lotteries specified in the Gambling Act as permitted to be run without a licence from the Gambling Commission. There are 4 types:</p> <ul style="list-style-type: none"> • Small Society Lottery (required to register with Licensing authorities.

	<ul style="list-style-type: none"> • Incidental Non Commercial Lotteries • Private Lotteries • Customer Lotteries
External Lottery Manager	An individual, firm or company appointed by the Small Lottery Society to manage a lottery on their behalf. They are consultants who generally take their fees from the expenses of the lottery.
Family Entertainment Centre	<p>Licensed: may provide category C and D machines with a Premises Licence</p> <p>Unlicensed: may provide category D machines only with a family entertainment centre machine permit</p>
Fixed Odds Betting	General betting on tracks.
Gambling Commission	A body established to regulate all commercial gambling in Great Britain, other than spread betting and the National Lottery.
Gaming	Prize gaming if the nature and size of the prize is not determined by the number of people playing or the amount paid for or raised by the gaming. The prizes will be determined by the operator before the play commences.
Gaming Machine	<p>Machine covering all types of gambling activity, including betting on virtual events.</p> <ul style="list-style-type: none"> • The categories of gaming machine including stakes and prizes maybe subject to change within the 3 year life of this policy. The current categories, stakes and prizes can be found on the Gambling Commission website.
Guidance to Licensing authorities	Guidance issued by the Gambling Commission dated xx (date to be inserted, guidance currently under consultation)
Human Rights Act 1998 Articles: 1, 6, 8 and 10	<p>Article 1: Protocol 1 – the right to peaceful enjoyment of possessions</p> <p>Article 6: - the right to a fair hearing</p> <p>Article 8: - the right of respect for private and family life</p> <p>Article 10: - the right to freedom of expression</p>
Inadmissible Representation	A representation not made by a Responsible Authority or Interested Party.
Incidental Non Commercial Lottery	A lottery promoted wholly for purposes other than private game, and which are incidental to non-commercial events (commonly charity fund raising events, lottery held at a school fete or at a social event such as a dinner dance).
Information Exchange	Exchanging of information with other regulatory bodies under the Gambling Act.

Interested Party	<p>A person who:</p> <ul style="list-style-type: none"> • Lives sufficiently close to the premises to be likely affected by the authorised activities, • Has business interests that might be affected by the authorised activities, or • Represents persons in either of the above groups
Irrelevant Representations	<ul style="list-style-type: none"> • Where other legislation can cover the representation • Demand • Competition • Moral or ethical grounds (as per guidance)
Judicial Review - Orders	<ol style="list-style-type: none"> 1. Mandatory Order – compels the reviewed body to do something 2. Prohibitory Order – compels it to refrain from doing something 3. A 'declaration' – sets out the court's view on the legality of a particular course of action 4. Quashing Order – nullifies a decision and remits it for reconsideration 5. Injunction – similar to Mandatory or Prohibitory Order
Large Lottery	Where the total value of tickets in any one lottery exceeds £20,000 OR tickets in separate lotteries in one calendar year exceeds £250,000. This requires an Operating Licence.
Licensed Lottery	Large society lotteries and lotteries run for the benefit of local authorities which will be regulated by the Gambling Commission. Operating licences will be required.
Licensing Objectives	<ol style="list-style-type: none"> 1. Preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime; 2. Ensuring that gambling is conducted in a fair and open way; and 3. Protecting children and other vulnerable persons from being harmed or exploited by gambling.
Licensed Premises	Premises licensed under the Licensing Act 2003 for the consumption of alcohol on the premises.
Licensed Premises Gaming Machine Permit	Required for further category C or D machines in addition to the automatic entitlement of 2 category C or D machines by virtue of the alcohol licence.
Live Gaming	Gambling on a live game as it happens.

Lottery	An arrangement which satisfies the statutory description of either a simple lottery or a complex lottery in Section 14 of the Act.
Lottery Tickets	<p>Tickets that must:</p> <ul style="list-style-type: none"> • Identify the promoting society • State the price of the ticket, which must be the same for all tickets • State the name and address of the member of the Society who is designated as having responsibility at the Society for the promotion of the lottery, or, if there is one, the external lottery manager; and • State the date of the draw, or enable the date of the draw to be determined.
Mandatory Conditions	Conditions that must be attached to a licence. This may apply to all premises licences, to a class of premises licence or licences for specified circumstances.
Members Club	<p>A club that must</p> <ul style="list-style-type: none"> • have at least 25 members • be established and conducted ‘wholly or mainly’ for purposes other than gaming • be permanent in nature • not established to make commercial profit • controlled by its members equally.
Non commercial event	An event where all the money raised at the event, including entrance fees, goes entirely to purposes that are not for private gain.
Non Commercial Society	<p>A society established and conducted:</p> <ul style="list-style-type: none"> • for charitable purposes • for the purpose of enabling participation in, or of supporting, sport athletics or a cultural activity; or • for any other non-commercial purpose other than that of private gain.
Occasional Use Notice	Betting may be permitted on a ‘track’ without the need for a full Premises Licence.
Off Course Betting	Betting that takes place other than at a track, i.e. at a licensed betting shop.
Off Course Betting – Tracks	Betting that takes place in self-contained betting premises within the track premises providing facilities for off course betting, i.e. on other events, not just those taking place on the track. Normally operate only on race days.

On Course Betting - Tracks	Betting that takes place on a track while races are taking place
Operator	An individual or a company who provides facilities for certain types of gambling.
Operating Licences	Licence to permit individuals and companies to provide facilities for certain types of gambling. They may authorise remote or non-remote gambling.
Permits	Authorisation to provide a gambling facility where the stakes and prizes are very low or gambling is not the main function of the premises.
Personal Licence	Formal authorisation to individuals who control facilities for gambling or are able to influence the outcome of gambling. These cannot be held by companies.
Pool Betting – Tracks	Betting offered at a horse racecourse by the Tote and at a dog track by the holder of the premises licence for the track
Premises	Defined as ‘any place’. It is for the Licensing Authority to decide whether different parts of a building can be properly regarded as being separate premises.
Premises Licence	Licence to authorise the provision of gaming facilities on casino premises, bingo premises, betting premises, including tracks, ;s and family entertainment centres
Private Lotteries	<p>3 Types of Private Lotteries:</p> <ol style="list-style-type: none"> 1. Private Society Lotteries – tickets may only be sold to members of the Society or persons who are on the premises of the Society 2. Work Lotteries – the promoters and purchasers of tickets must all work on a single set of work premises 3. Residents’ Lotteries – promoted by, and tickets may only be sold to, people who live at the same set of premises;
Prize Gaming	Where the nature and size of the prize is not determined by the number of people playing or the amount paid for or raised by the gaming. The prizes will be determined by the operator before play commences.
Prize Gaming Permit	A permit to authorise the provision of facilities for gaming with prizes on specific premises.

Provisional Statement	Where an applicant can make an application to the Licensing Authority in respect of premises that he: <ul style="list-style-type: none"> • Expects to be constructed • Expects to be altered • Expects to acquire a right to occupy.
Racing	Casino located at a racecourse.
Relevant Representations	Representations that relate to the licensing objectives, or that raise issues under the Licensing Policy Statement or the Gambling Commission's Guidance or Codes of Practice.
Responsible Authorities	Public bodies that must be notified of all applications and who are entitled to make representations in relation to premises licences, as follows: <ul style="list-style-type: none"> • The Licensing Authority in whose area the premises is partly or wholly situated • The Gambling Commission • The Chief Officer of Police in whose area the premises is partly or wholly situated • Cleveland Fire & Rescue Service • Middlesbrough Council Planning Authority – • Environmental Health (related to pollution and harm to human health) • Body competent to advise on protection of children from harm, i.e. Children & Young Peoples' Service • HM Revenue & Customs • Vessels only – Navigation Authority whose statutory functions are in relation to waters where the vessel is usually moored or berthed, i.e. Environment Agency, British Waterways Board, Maritime & Coastguard Agency
SIA	Security Industry Authority
Simple Lottery	An arrangement where: <ul style="list-style-type: none"> • Persons are required to pay to participate in the arrangement • In the course of the arrangement, one or more prizes are allocated to one or more members of a class; and • The prizes are allocated by a process, which relies wholly on chance.
Skills Prizes with	A machine on which the winning of a prize is determined only by the player's skill and there is no element of chance, e.g. trivia game machine, Formula 1 simulators, shooting game. Skills machines are unregulated.

Small Lottery	Where the total value of tickets in a single lottery is £20,000 or less and the aggregate value of the tickets in a calendar year is £250,000 or less.
Small Society Lottery	A lottery promoted on behalf of a non-commercial society, i.e. lotteries intended to raise funds for good causes.
Small Operations	Independent on course betting operators with only one or two employees or a bookmaker running just one shop.
Society	The society or any separate branch of such a society, on whose behalf a lottery is to be promoted.
Statement of Principles	Matters taken into account when considering an applicant's suitability for applications for FEC Permits and Prize Gaming Permits. (as detailed in guidance)
Temporary Use Notice	To allow the use of premises for gambling where there is no premises licence but where a gambling operator wishes to use the premises temporarily for providing facilities for gambling.
Totalisator or Tote	Pool betting on tracks.
Touch Bet Roulette	Where a player gambles on a live game of chance without actually being seated.
Track	Sites where races or other sporting events take place e.g. horse racing, dog racing or any other premises on any part of which a race or other sporting event takes place or is intended to take place.
Travelling Fair	A fair that 'wholly or principally' provides amusements and must be on a site used for fairs for no more than 27 days per calendar year.
Vehicles	Defined trains, aircraft, seaplanes and amphibious vehicles other than hovercraft. No form of commercial betting and gaming is permitted
Vessel	Anything (other than a seaplane or amphibious vehicle) designed or adapted for use on water; a hovercraft; or anything, or part of any place, situated on or in water.
Vessel and Relevant Licensing Authority	The Licensing Authority for the area in which the vessel is usually moored or berthed.
Virtual Betting	Machine that takes bets on virtual races, i.e. images generated by computer to resemble races or other events.

Vulnerable Persons	No set definition but likely to mean group to include people who gamble more than they want to, people who gamble beyond their means; people who may not be able to make informed or balanced decisions about gambling due to a mental impairment, alcohol or drugs.
Young Person	An individual who is not a child but who is less than 18 years old.

APPENDIX D

RESPONSIBLE AUTHORITIES

Responsible Authorities

- The Licensing Authority in whose area the premises is partly or wholly situated:
Middlesbrough Council
Fountain Court
Grange Road
Middlesbrough
TS1 2DT
- The Gambling Commission
Victoria Square House
Victoria Square
Birmingham
B2 4BP
- The Chief Officer of Police in whose area the premises is partly or wholly situated:
Cleveland Police
Middlesbrough District Licensing Unit
Middlesbrough HQ
Bridge Street West
Middlesbrough
TS2 1AB
- The Fire and Rescue Authority for the same area:
Cleveland Fire Brigade
Training and
Administration Hub
Endeavour House
Queens Meadow
Business Park
Hartlepool
TS25 5TH
- In England and Wales the local planning authority:
Middlesbrough Council
Development Control Service
Fountain Court
Grange Road
Middlesbrough
TS1 2DT

- An authority which has functions in relation to pollution to the environment or harm to human health:

Middlesbrough Council
Public Protection Service
Fountain Court
Grange Road
Middlesbrough
TS1 2DT

- Anybody, designated in writing by the Licensing Authority as competent to advise about the protection of children from harm:

Middlesbrough Council
Children's Family and Learning Service
Fountain Court
Grange Road
Middlesbrough
TS1 2DT

- HM Revenue & Customs
Benton Park
View
Newcastle upon Tyne
NE98 1ZZ

- Any other person prescribed in regulations by the Secretary of State
Vessels only
- Navigation Authority whose statutory functions are in relation to waters where the vessel is usually moored or berthed, i.e.

Environment Agency
North East Area Office
Tyneside House
Skinnerburn Road
Newcastle Business Park
Newcastle upon Tyne
NE4 7AR

Canal and Rivers Trust
National Waterways Museum
Ellesmere Port
South Pier Road
Ellesmere Port
Cheshire
CH65 4FW

APPENDIX E**SUMMARY OF LICENSING AUTHORITY DELEGATIONS**

Matter to be dealt with	Full Council	Sub-committee of licensing committee	Officers
Final approval of 3 year licensing policy	X		
Policy not to permit casinos	X		
Fee Setting (when appropriate)			X
Application for premises licences		Where representations have been received and not withdrawn	Where representations received/representations have been withdrawn no
Application for a variation to a licence		Where representations have been received and not withdrawn	Where representations received/representations have been withdrawn no
Application for a transfer of a licence		Where representations have been received from the Commission	Where representations received from the Commission no
Application for a provisional statement		Where representations have been received and not withdrawn	Where representations received/Representations have been withdrawn no
Review of a premises licence		X	
Application for club gaming/club machine permits		Where objections have been made (and not withdrawn)	Where objections made/objections have been withdrawn no

Cancellation of club gaming/club machine permits		X	
Applications for other permits			X
Cancellation of licensed premises gaming machine permits			X
Consideration of temporary use notice			X
Decision to give a counter notice to a temporary use notice		X	

APPENDIX F

Large Casino Licence - Application Guidance: Principles for Selection and Application Process

1.0. General Principles

- 1.1.** The Licensing Authority recognises that applicants may either apply for a full Casino Premises Licence or alternatively a Provisional Statement. Applicants for full Premises Licences however must fulfil certain criteria in that they must:
- (a) hold or have applied for an Operating Licence; or
 - (b) have the right to occupy an eligible premises.
- 1.2.** In making any decision in respect of an application, the Licensing Authority shall not take into account whether or not an applicant has planning permission or building regulation approval and any decision shall not constrain any later decision by the Authority under the law relating to planning or building. The Licensing Authority does, however, strongly recommend that planning permission be sought prior to submitting an application in order to avoid disappointment.
- 1.3.** The Licensing Authority will not consider unmet demand when considering applications for casino premises licences and each application will be taken on its own merit.
- 1.4.** In determining the principles the Licensing Authority intend to apply in making any determination for a Casino Premises Licence the Licensing Authority will pay specific regard to:
- Any provision that is made for the protection of children and other vulnerable people from harm or exploitation arising from gambling, whether in the proposed casino or the wider community. The Licensing Authority does however recognise that persons who gamble beyond their means do not necessarily emanate from Casinos and could come from other gambling premises and therefore this matter is not entirely the responsibility of Casinos.
 - Any provision that is made for preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime.
 - Any provision that is made for ensuring that gambling is conducted in a fair and open way.
 - The beneficial impacts the proposal will have and, in the Authority's view, which proposal will deliver the greatest benefit to the Authority's area.

The principles that the Authority will use to assess which proposal represents the greatest benefit is set out in Appendix G.

- 1.5.** The Licensing Authority shall ensure that any pre-existing contract, arrangements or other relationship with a company or individual does not affect the principles for determining applications or the procedure for assessing applications so as to make it unfair or perceived to be unfair to any applicant. The Licensing Authority shall therefore disregard any such contract, arrangement or other relationship.
- 1.6.** Following the closing date of the application process, and before considering any applications, the Licensing Authority will prepare a register disclosing their interest in any contract, arrangement or other relationship with an applicant or a person connected or associated with an applicant. A copy of this information in the register of interests will be available free of charge to any person who requests it.
- 1.7.** The Licensing Authority's decision will not be prejudged and where advice is sought this will be impartial advice. In making a decision on both stages the Licensing Authority will take heed of any Codes of Practice and Regulations issued by the Secretary of State, DCMS and Gambling Commission.

2.0. Casino Application Stage 1

- 2.1.** The Large Casino Competition will be started by the Licensing Authority publishing an invitation calling for applications.
- 2.2.** The Licensing Authority shall provide an application pack to all applicants, which will include a Statement of the procedure the Licensing Authority proposes to follow and the principles to be considered in assessing applications for the Casino Premises Licence.
- 2.3.** Stage 1 will be implemented after the closing date for receipt of applications where the Licensing Authority receives one or more applications. Applications received prior to the closing date will be deferred until after this date. The Licensing Authority will consider each application separately on its own merit with no comparison being made to the other applications received.
- 2.4.** At this stage the Licensing Authority cannot accept any additional information other than the information required by the Gambling Act 2005 (Premises Licences and Provisional Statements) (England and Wales) Regulations 2007. All such additional information will be disregarded and returned to the applicant.

- 2.5.** With regard to Stage 1, the General Principles as stated at [“Part B Premises Licences, General Principles] in this Gambling Policy shall apply to all casino applications.
- 2.6.** The Licensing Authority recognises that each of the other competing applicants are considered as an ‘interested party’ and as a result may make representations. As such applicants are however reminded that an interested party is defined in paragraph 28-31 of this Statement and each representation will be considered carefully to ensure they meet those principles.

Representations will be treated in the same manner as for a Premises Licence and in accordance with the paragraphs relating to representations and interested parties in this Statement and in the Gambling Commissions Guidance to Local Authorities. Where a Provisional Statement application is successful, the Licensing Authority will limit the period of time for which the Statement will have effect.

3.0. Casino Application Stage 2

Stage 2 will be implemented after the closing date for the competition, if more than one application under Stage 1 has been granted. ▯

- 3.1.** At this stage, the applicant will be required to state the benefit they can bring to the residents of the Middlesbrough and how they can contribute to the wellbeing of this area.
- 3.2.** The Licensing Authority will decide between the competing applications and grant the available licence to the applicant that it considers in its opinion will result in the greatest benefit to Middlesbrough. The competition will be judged on a wide range of issues, reflecting the issues that are of strategic importance in Middlesbrough, reflecting local concerns and local priorities.
- 3.3.** The Licensing Authority may during the second stage engage in discussions or negotiations with each second stage applicant with a view to the application being refined, expanded or altered so as to maximise the benefits to the area.
- 3.4.** The Licensing Authority will not, during stage 2, discuss the details of a person’s application with the other competing applicants without that person’s permission.

- 3.5.** The Licensing Authority will expect the applicants to enter into a written agreement in order to secure the benefits proposed. The Licensing Authority may have regard to this agreement when determining which application would result in the greatest benefit to the Authority's area. The Licensing Authority will attach conditions to a licence granted so as to give effect to any agreement entered into.

4.0. Principles that apply in determining whether or not to grant a Casino Premises Licence

- 4.1.** The Licensing Authority has set out in Appendix G the Competition Criteria and shall expect applicants to be fully conversed with this and the Council's policies, strategies and plans referred to therein. In addition the applicant will be expected to have understood and be fully conversant with any Codes of Practice issued by the Gambling Commission or Department of Culture, Media and Sport

4.2. Preferred Location

The Licensing Authority considers that a large casino in the town centre area particularly the area identified for development as a leisure hub being Captain Cook's Square or near to or adjacent to that area is likely to bring the greatest benefit to the town.

Should the preferred location or the Council's development proposals change prior to the competition being launched the Director of Regeneration and Culture, in consultation with the Head of Public Protection (or any successor role) has the authority to identify any preferred location which is considered to bring the greatest benefit. Any change in the preferred location will be set out in the application pack.

Notwithstanding the preferred location, it is acknowledged that applicants are entitled to submit an application for any site within Middlesbrough and all applications will be judged on their merits.

4.3 Deliverability

The Licensing Authority will wish to consider the assurances the development of the large casino and the benefits to Middlesbrough will be delivered in a timely manner.

The Licensing Authority expect applicants to present a detailed package that will bring the greatest benefit to the Authority's area taking into account the criteria set out in Appendix G. It is expected that the applicants will have undertaken detailed research and liaised with the relevant departments of the Council prior to submitting their application.

Applicants should provide evidence of how the proposal is likely to benefit the Borough, via an assessment of its social, economic and physical

impact. This should be submitted with the application, together with the draft agreement referred to in paragraph 3.5 above. Guidance on local priorities and how proposals could benefit the town and the community is set out in Appendix G. Proposals should address the issues covered in Appendix G namely:

- Social Responsibility – proposals regarding the prevention of problem gambling and crime & disorder;
- Employment – proposals regarding the creation of local training and employment opportunities;
- Local Business Benefits – proposals regarding opportunities that will be available to local businesses via the construction and operation of the casino;
- Regeneration Benefits – Additional Facilities – proposals regarding benefits that will be delivered in terms of non-gaming facilities/services;
- Regeneration Benefits – Physical Development – proposals regarding the benefits that will be delivered in terms of its physical impacts;
- Regeneration Benefits – Strategic links – identifying how the proposals align with the strategic developments in Middlesbrough Town Centre;
- Regeneration Benefits – Community Regeneration – proposals regarding benefits to the local community;
- Financial Contributions – proposals regarding where benefits may take the form of financial contributions;
- Commuted Sums – proposals regarding mechanisms for the handling of commuted sums.

5.0. Licensing Authority Process

5.1. The details of the application procedure will be set down and approved by the Licensing Authority in accordance with the DCMS Code of Practice issued by the Secretary of State.

5.2. In accordance with the Code of Practice issued by the Secretary of State, the Licensing Authority shall ensure that there is a Register of Interests in place disclosing interest in any contract, arrangement or other relationship with an applicant or a person connected or associated with an applicant. The Register will be published on the Council's website, alternatively a hard copy will be made available upon request free of charge. However, applicants should note that this does not apply to any agreement between the Licensing Authority and applicant entered into during the second stage of the competition.

5.3. In addition, the Licensing Authority shall have a Protocol governing the storage of confidential information submitted during the second stage so as to maintain confidentiality. This Protocol will be included in the application pack, will be available on the Council's web-site or a hard copy will be available from the Licensing Service upon request.

APPENDIX G

Large Casino Licence – Competition Criteria and Principles for Selection

1.0 Introduction

- 1.1** This Appendix outlines the principle criteria, which will be used by the Licensing Authority to assess applications received for a large casino licence. The criteria include general guidance and specific principles, which will be taken into account by the Licensing Authority in judging the merits of applications. The guidance represents a summary of the objectives of the Licensing Authority in relation to the development of a large casino.
- 1.2** The guidance aims to advise applicants on the positive impacts for economic, physical and social regeneration from a casino that the Licensing Authority will be seeking, and what it will seek in terms of mitigating and minimising any adverse or negative social impact.
- 1.3** The Licensing Authority wishes to maximise, harness or capture the economic benefits of a casino in the public interest. This is an exciting time for Casino operators to consider investing in Middlesbrough because of the major changes which are taking place in the town with increasing investor confidence and major public and privately funded development projects underway which are significantly changing the face of the town. Middlesbrough is a beneficiary of Towns Fund and Future High Streets Funds, which aim to address the market transformation by diversifying the Town Centre economy from sole reliance on traditional retail models. An example would be the redevelopment and repurposing of Captain Cook Square as a leisure destination. Therefore, the Licensing Authority requires the applicant to understand the physical, social and economic issues in the Borough and develop the casino in a way which addresses local problems and opportunities.
- 1.4** The guidance provides an indication of local priorities and which issues are likely to be assessed as providing the greatest benefit to the area.
- 1.5** Whilst the guidance sets out the principles the Licensing Authority will use in assessing applications, it is not intended to be prescriptive and applicants are encouraged to examine the opportunities currently presented by the town and apply their own expertise and creativity in compiling their applications licence.
- 1.6** The Licensing Authority wishes to see lasting, tangible and visible public benefits arising from a casino development. Facilities or capital or revenue should not impose future costs on the community or the Middlesbrough Council that is not shown to be capable of being funded, or mitigated directly, by the casino operator.

2.0 Middlesbrough Council's Plan 2024-2027

Our vision is for Middlesbrough to be a thriving, healthier, safer and more ambitious place where people want to live, work, invest and visit. We will support the people of Middlesbrough to live fulfilling lives to ensure that our communities thrive.

This vision for the town is set out in our Council Plan for 2024-27. The plan was developed by Mayor Chris Cooke, his Executive team and senior staff. It was approved by Full Council in February 2024.

Like many areas, Middlesbrough faces lots of challenges. We're determined to work with local people, our partners and businesses to overcome them. We're also working with government and other bodies to make changes to how we do things. We are addressing problems from the past so we can look to the future with confidence.

Our vision and priorities are:

- **We will thrive.**

Our vision for Middlesbrough is a thriving, healthier, safer and more ambitious place where people want to live, work, invest, and visit. We will support our residents to live fulfilling lives, to ensure that our communities thrive.

- **A successful and ambitious town.**

Maximising economic growth, employment and prosperity in an inclusive and environmentally sustainable way.

- **A healthy place.**

Helping our residents to live longer, healthier lives.

- **Safe and resilient communities**

Creating a safer environment where residents can live more independent lives

- **Delivering best value**

Changing how we operate, to deliver affordable and cost-effective outcomes for residents and businesses.

3.0 Middlesbrough's Regeneration Strategy/Regeneration Objectives

Middlesbrough Council's Town Centre Strategy sets out the Council's vision for Middlesbrough as an attractive, thriving, and competitive place in which to live, work and invest.

3.1 Prior to Covid-19 Middlesbrough's Town Centre was characterised as being retail dominant, as is the case with many other town centres. Years of outward-migration of traditional town centre functions such as professional services, commercial offices, residential areas, as well as the rise of our of town shopping and online sales, has created a fundamental imbalance in town centre economies.

3.2 Middlesbrough had adopted a sound approach which focused on increasing the proportion of complementary sectors to sustain a declining retail identity and diversify uses. However, Covid-19 has amplified and accelerated the issues which have contributed to high street decline. This calls for an expansion of the

scale, scope and speed at which transformation is required, to deliver a thriving local economy. It is time to fundamentally rethink the function of town centres and enable a rapid transformation.

- 3.3 The groundwork has been laid for the future of Middlesbrough Town Centre, with compelling bids to the Future High Street Fund (FHSF) and the Towns Fund. These proposals have been shaped on diversification with a greater emphasis on leisure, culture and residential uses in the urban core. But we can go further. By aligning a broader range of civic, educational, employment, leisure and residential uses, alongside a retail base, we can deliver a critical mass of mutually-sustaining activity which will provide a focal point to drive growth.
- 3.4 Covid-19 has delivered a huge economic shock to the businesses and residents of Middlesbrough. It has touched upon every aspect of our lives and has forced us to adapt the way we live and how we continue to trade, travel, meet and communicate; aspects which we have, typically, taken for granted.
- 3.5 The challenges faced by retailers and the high street environment, are not new, but Covid-19 has amplified and accelerated the decline of traditional town centre formats; bringing forward a major structural shift, by as much as five years.
- 3.6 It is more critical than ever that we take bold, decisive and meaningful action to save our town centre, bringing it back into the heart of the community and completely redefining its function and uses, for the future.
- 3.7 Retail will always form a component of the town centre experience, but we need to draw more complementary uses and amenities into the town centre, to make it a thriving hub of activity; creating a new urban community.
- 3.8 To achieve this, Middlesbrough's approach will be to build a new economy based on multiple, diverse uses which will drive business, employment, living and leisure into central Middlesbrough. This policy will deliver mutually-sustaining zones and clusters of activity which will create critical mass and give a new purpose to our economy. This will include:
- I. Living: building residential communities in central Middlesbrough
 - II. Skills and Learning: integrating our educational services and institutions
 - III. Working: Bringing employment and commercial uses to the centre
 - IV. Health & Wellbeing: providing the facilities and amenities to improve quality of life
 - V. Civic: bringing together public services in central areas
 - VI. Culture and Leisure: Providing entertainment and spaces for people to enjoy
 - VII. Retail: Maintaining a strong retail component in the high street

- 3.9** Cross Cutting Themes – the diversification of the town centre will be underpinned by the cross cutting objectives of:
- I. Transport – delivering excellent transport and connectivity
 - II. Digital – digitising our town centre and building The Digital City
 - III. Environment – providing green spaces and public places which promote activity and wellbeing
 - IV. Welcoming to all – families, children, people with dementia etc. should feel safe and welcome
- 3.10** Middlesbrough will not sit idly by and wait for these things to come. We will enshrine our goals in our policies and actively pursue these sectors, encouraging them to develop and thrive in central Middlesbrough; building strength and resilience in the new town centre economy.
- 3.11** The new Town Centre Strategy has broader ambitions and provides a framework for delivery which will give businesses and investors certainty. The approach capitalises on a footfall base of those services which are less sensitive to market shocks (public sector) and build a healthier mix of uses which feed into one another.
- 3.12** By targeting investment to central areas, the aim is not to diminish the role and significance of district centres. Indeed, the approach will provide economic growth opportunities for all areas as employment, business, commercial, residential and talent is increasingly drawn into the wider Middlesbrough ecosystem..

4.0 Principles

4.1 The following are the key principles/criteria that the Licensing Authority will consider in assessing which casino submission provides the greatest benefit to the area.

4.2 Social Responsibility

- 4.2.1 Prior to the issuing of any premises licences operators will have reached the required standards in social responsibility laid down by the Gambling Commission via the application process for operating and personal licences.
- 4.2.2 Stage 2 will consider proposals over and above the social responsibility standards laid down by the Gambling Commission, which in the Licensing Authority's view will confer the greater levels of benefit to the area/best minimise harm, including:
- a) proposals for preventing gambling from becoming a source of crime and disorder, being associated with crime and disorder being associated with the sex industry, or being used to support crime;
 - b) proposals to identify and mitigate problem gambling including policies on access restrictions, provision of safe practice zones etc.; and

- c) financial contributions that will be made by the casino operator to support the provision of services to support those suffering from problem gambling, over and above payments currently provided via the RIGT levy (additional note: Financial Contributions see section 4.8).

4.3 Employment

- 4.3.1 The Licensing Authority wishes to see training and employment opportunities maximised for local residents with staff training within Middlesbrough and the Tees Valley. Proposals should include opportunities that will be created for local employment including:
- a) the number of jobs created during construction of the casino;
 - b) the number and types of jobs directly created within the new casino;
 - c) training to be provided for staff, including recognised accredited qualifications.
 - d) the number and types of jobs created in ancillary, non-casino activities;
 - e) in both cases job 'types' should include indication of pay levels, and levels of qualification required;
 - f) proposals to maximise local recruitment to jobs (i.e. from Middlesbrough and the Tees Valley city-region areas);
 - g) proposals to maximise local training opportunities (Middlesbrough and Tees Valley); and
 - h) investment in local training provision/infrastructure to enhance capacity to deliver training opportunities.

4.3.2 Discussions can be held with casino proposers with regards to making links with local employment and training initiatives in relation to f) to h)

4.4 Local Business Benefits

- 4.4.1 Opportunities that will be available to local businesses / supply chains / employment markets to compete for work related to the construction and operation of the casino, including:
- a) proposals for local (Middlesbrough and Tees Valley city-region) contractors/sub-contractors/suppliers to be involved in the construction phase;
 - b) proposals for local (Middlesbrough and Tees Valley city-region) contractors/sub-contractors/suppliers to be involved in the casino and associated activities operation.
- 4.4.2 Discussions can be held with casino proposers with regard to making links with local businesses and local supply chains in relation to a) and b).

4.5 Regeneration benefits – additional facilities

What additional benefits will be delivered in terms of non-gaming facilities/services including:

- a) associated on-site leisure facilities/services including restaurants and

bars (including destination quality restaurant), retail, performance space, etc. included in proposals;

- b) hotel development supported by the casino (either off-site or on-site) including hotel star rating and associated hotel facilities such as conference, health-spa, etc.;
- c) overall impact/contribution of the proposed casino to Middlesbrough's role as a city-region centre in terms of
 - its night-time economy offer;
 - its cultural offer;
 - its retail offer;
 - its overall city-regional role;
 - the positive image and perception of Middlesbrough.

(see additional note – Financial contributions section 4.8)

4.6 Regeneration benefits – physical development

4.6.1 What benefits the proposal will give the area in terms of its physical impact including:

- a) the capital value of the proposed development;
- b) the quality of the proposed design;
- c) the impact of the proposal on the immediate surrounding area/environment, including other investment attracted due to the casino;
- d) the impact on Middlesbrough's image through additional high quality development;
- e) the environmental/carbon reduction/ net Zero qualities of the proposals;
- f) proposals for access, public transport and parking and any additional benefits these provide other than for immediate casino use/access;
- g) any other benefits or added value which will accrue to the area from the proposal/location of the casino.

4.7 Regeneration benefits – Social regeneration

4.7.1 In addition to the benefits already outlined, any other benefits of the proposal to the community of Middlesbrough and the Tees Valley city-region, including:

- a) any contributions to general community benefit funds or endowments.
(see additional note – Financial contributions, section 4.8)

4.8 Financial contributions

4.8.1 There are a number of areas highlighted (and there may be other areas proposers identify) where benefits may take the form of financial contributions by the license-holder to the Licensing Authority for a number

of purposes. If these types of benefits are included in proposals then proposers are requested to identify either the flat rate sums involved, or appropriate methods for determining the levels of these contributions based on profit share or other formulae.

4.9 Commuted Sums

- 4.9.1 Where appropriate the Licensing Authority will also require that commuted sums be payable in lieu of regeneration benefits proposed which are subsequently not delivered.
- 4.9.2 Proposals are sought as to the value of commuted sums, suggested mechanisms for the handling of commuted sums, etc.

APPENDIX H

Local Area Profile

The Gambling Commission recommends that licensing authorities provide a 'local area profile' to assist gambling operators to understand the risks, or potential risks, associated with particular geographical areas.

Middlesbrough Council refers licence holders, or potential applicants, to the following sources of information about Middlesbrough:-

Middlesbrough Council's Website – Demographic and Socioeconomic make up of the 20 wards in Middlesbrough (2015) which includes information relating to:-

- 2021 Census
- Index of Multiple Deprivation 2019
- Local Population Diversity
- Ward Profiles

<https://www.middlesbrough.gov.uk/open-data-foi-and-have-your-say/about-middlesbrough-and-local-statistics>

GIS Map of Middlesbrough showing the location of gambling premises and educational establishments can be viewed at:

[Gambling policy and licensing \(Gambling Act 2005\) | Middlesbrough Council](#)

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Template for Impact Assessment Level 1: Initial screening assessment

Subject of assessment:	Review of Gambling Policy 2025-28 for consultation			
Coverage:	State the extent or scope e.g. overarching/crosscutting or service-specific.			
This is a decision relating to:	<input type="checkbox"/> Strategy	<input checked="" type="checkbox"/> Policy	<input type="checkbox"/> Service	<input type="checkbox"/> Function
	<input type="checkbox"/> Process/procedure	<input type="checkbox"/> Programme	<input type="checkbox"/> Project	<input type="checkbox"/> Review
	<input type="checkbox"/> Organisational change	<input type="checkbox"/> Other (please state)		
It is a:	New approach:	<input type="checkbox"/>	Revision of an existing approach:	X
It is driven by:	Legislation:	X	Local or corporate requirements:	<input type="checkbox"/>
Description:	<p>This report seeks Executive approval for the draft Statement of Gambling Policy 2025-2028 and for a period of consultation to be undertaken. The report policy sets out the proposed changes to the Statement of Gambling Policy. It is a statutory requirement for each local authority to have in place a Statement of Gambling Policy and that they are reviewed every three years. It is a statutory requirement that Executive approve the policy prior to the period of consultation. It is the decision of Full Council to approve the final Policy following the period of consultation.</p> <p>The Statement of Gambling Policy also contains the policy and principles in relation to the application process and issuing of a large casino licence. In 2008 the Categories of Casino Regulations 2008 and the Gambling (Geographical Distribution of Large and Small Casino Premises Licences) Order 2008 specified which Licensing Authorities could issue Large and Small Casinos. In 2012 Middlesbrough Borough Council, having previously submitted a proposal to the Casino Advisory Panel for a Regional or Large Casino Licence, was approved as one of the authorities permitted to issue a large Casino Premises Licence. At this time there were significant benefits for the area in terms of financial, developmental and regeneration associated with the development of a large casino. A competition was undertaken in Middlesbrough and a provisional statement was awarded, however the casino has never been developed. The Government is now considering reallocating any unused large or small casino licences and they have asked each local authority to review their intention to develop the casino in their area. If the local authority do not wish to do so, the Government's intention is to reallocate Middlesbrough's large casino licence to another local authority. This report details the options for Executive to consider in relation to this matter and recommends that Middlesbrough retains the ability to launch a competition for a large casino.</p> <p>The implications of the recommendation(s) have been considered by the appropriate officers of the Council and are set out in the main body of the report.</p> <p>Following Approval by Executive a period of consultation will be undertaken with key stakeholders including the Police, Safe guarding teams, responsible authorities, local councillors, the public.</p>			
Live date:	January 2025			
Lifespan:	2025-2028			
Date of next review:	June 2027			

Screening questions	Response			Evidence
	No	Yes	Uncertain	
Human Rights Could the decision impact negatively on individual Human Rights as enshrined in UK legislation?*	X	<input type="checkbox"/>	<input type="checkbox"/>	This policy does not impact on human rights. It ensures that the issuing of licences under the Gambling Act is in accordance with the gambling licensing objectives <ul style="list-style-type: none"> Preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime; Ensuring that gambling is conducted in a fair and open way; and Protecting children and other vulnerable persons from being harmed or exploited by gambling. This policy has been in place since 2007 and there have been no negative impacts on human rights.
Equality Could the decision result in adverse differential impacts on groups or individuals with characteristics protected in UK equality law? Could the decision impact differently on other commonly disadvantaged groups?	X	<input type="checkbox"/>	<input type="checkbox"/>	This policy does not impact negatively on disadvantaged groups. It ensures that the issuing of licences under the Gambling Act is in accordance with the gambling licensing objectives <ul style="list-style-type: none"> Preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime; Ensuring that gambling is conducted in a fair and open way; and Protecting children and other vulnerable persons from being harmed or exploited by gambling. This policy has been in place since 2007 and there have been no negative impacts on human rights.
Community cohesion Could the decision impact negatively on relationships between different groups, communities of interest or neighbourhoods within the town?	X	<input type="checkbox"/>	<input type="checkbox"/>	The policy does not impact negatively on these relationships. Community Council and local Councillors are included in the consultation on licensing applications and are able to make relevant representation based on the licensing objectives.

* Consult the Impact Assessment further guidance appendix for details on the issues covered by each of these broad questions prior to completion.

Screening questions	Response	Evidence
<p>Next steps:</p> <p>➡ If the answer to all of the above screening questions is No then the process is completed.</p> <p>➡ If the answer of any of the questions is Yes or Uncertain, then a Level 2 Full Impact Assessment must be completed.</p>		

Assessment completed by:	Tim Hodgkinson	Head of Service:	Judith Hedgley
Date:	23/04/24	Date:	23/4/24

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MIDDLESBROUGH COUNCIL	
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Report of:	Councillor L Young, Chair of Overview and Scrutiny Board and Charlotte Benjamin, Director of Legal and Governance Services (Monitoring Officer)
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Relevant Executive Member:	n/a
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Submitted to:	Council
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Date:	9 July 2025
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Title:	Update on Urgent Decisions
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Report for:	Information
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Status:	Public
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Council Plan priority:	Delivering Best Value
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Key decision:	No
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Why:	Report is for information only
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Subject to call in?	No
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Why:	Not applicable – Council Report for information only
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Proposed decision(s)
<p>That Council notes:</p> <p>the decisions that have been taken under urgency rules.</p>

Executive summary
<p>The Constitution requires the Council to be provided with regular updates with regard to any urgent decisions that have been taken.</p>

1. Purpose of this report and its contribution to the achievement of the Council Plan ambitions

- 1.1 The report provides details of decisions that have been taken under the urgency rules.

1.2

Our ambitions	Summary of how this report will support delivery of these ambitions and the underpinning aims
A successful and ambitious town	In specific circumstances, it is necessary to make urgent decisions to facilitate the actions required to achieve our ambitions. To ensure openness and transparency, these decisions are documented and reported to the Council.
A healthy Place	
Safe and resilient communities	
Delivering best value	This report will contribute towards the Council Plan ambition to deliver best value by ensuring robust and effective corporate governance.

2. Recommendation

2.1 That Council notes:

the decisions that have been taken under urgency rules.

3. Rationale for the recommended decision(s)

3.1 The Constitution requires the Council to be provided with an update with regard to any urgent decisions that have been taken.

4. Background and relevant information

4.1 Urgent Decisions

An urgent decision is where the required statutory notice of the proposed decision can be given but due to urgent deadlines for implementing those decisions, the Scrutiny call-in procedure does not apply. Agreement is always sought from the Chair of Overview and Scrutiny Board or relevant Scrutiny Panel to exempt the proposed decision from the call-in process. The decision then becomes a public record. The information is also available on the Modern Gov system or via the Council website. There have been two urgent decisions taken since the last report to Council on 27 November 2024.

4.2

Date:	14 May 2025
Decision Maker	Executive
Decision	Household Support Fund 2025/2026
Reason for Urgency	The urgent decision was required as Central Government had only recently advised of a further round of the Household Support Fund (HSF). This funding had been due to end on 31 March 2025, the guidance on this was not provided until 19 March 2025, and the HSF delivery plan must be submitted to the DWP by the 30 May 2025, hence the short timescale for implementation.

	<p>Under paragraph 7.25.2 of the constitution, provision was made, under exceptional circumstances, for an urgent decision to be implemented immediately upon a decision being taken and a call-in is therefore not possible. If the HSF plan was subject to a valid call-in, the earliest date for this to be considered by the Overview and Scrutiny Panel would be beyond the deadline date of 30 May 2025. This would then have meant that the Council would be unable to access grant funding of £2,914,447.24 which was available to provide crisis support to vulnerable households in most need with the cost of essentials.</p> <p>The Council needed to confirm an approach and submit an approved delivery plan to the DWP by 30 May 2025 for awards to be made between 1 April 2025 to 31 March 2026.</p> <p>It was a key decision that impacted on two or more wards and would incur expenditure above £250,000.</p> <p>The minor amendments that may have been required would result in no changes to the threshold to services and support provided.</p> <p>Delegated authority was provided to the Director of Finance and Transformation in consultation with the Executive Member for Finance to make any modifications or minor revisions to the scheme and make decisions in respect of any remaining funds to ensure they were distributed in line with the guidance and within the defined timescales.</p>
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Date:	16 May 2025
Decision Maker	Executive
Decision	Consent to Adult Education Functions Order 2025
Reason for Urgency	The urgent decision was required as the decision of Middlesbrough Council (as a constituent council of the Tees Valley Combined Authority) decision was required by the Department for Education by 16 May 2025 in order to meet Parliamentary deadlines for the submission of the necessary Statutory Instrument to enable the devolution.

5. Ward Member Engagement if relevant and appropriate

5.1 Not applicable.

6. Other potential alternative(s) and why these have not been recommended

6.1 Do Nothing: That an update on urgent decisions is not provided to full Council. This would not comply with the requirements for details of any urgent decisions that have been taken and the reasons for urgency, to be reported to full Council.

7. Impact(s) of the recommended decision(s)

Topic	Impact
Financial (including procurement and Social Value)	There are no financial implications or impact on any budgets or the Medium-Term Financial Plan (MTFP) arising from the content of this report.
Legal	The Constitution requires regular updates on urgent decisions that have been taken to be submitted to full Council for noting.
Risk	Failure to adhere to Local Code of Corporate Governance and deliver governance improvements outlined in the Annual Governance Statement. If updates on urgent decisions were not provided to Council, this would not be in accordance with the requirements of the Constitution.
Human Rights, Public Sector Equality Duty and Community Cohesion	The subject of this report is not a policy, strategy, function or service that is new or being revised. It is considered that an equality impact assessment is not required.
Reducing Poverty	The subject of this report is not a policy, strategy, function or service that is new or being revised.
Climate Change / Environmental	The subject of this report is not a policy, strategy, function or service that is new or being revised.
Children and Young People Cared for by the Authority and Care Leavers	The subject of this report is not a policy, strategy, function or service that is new or being revised.
Data Protection	The subject of this report is not a policy, strategy, function or service that is new or being revised.

Actions to be taken to implement the recommended decision(s)

Action	Responsible Officer	Deadline
No action required		

Appendices

1	
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Background papers

Body	Report title	Date
Executive	Agenda Item 4 - Household Support Fund 2025/2026	14 May 2025
Executive Member – The Mayor	Agenda Item 2 - Consent to Adult Education Functions Order 2025	16 May 2025

Contact: Charlotte Benjamin

Email: charlotte_benjamin@middlesbrough.gov.uk

MIDDLESBROUGH COUNCIL	
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Report of:	Charlotte Benjamin, Director of Legal and Governance Services (Monitoring Officer)
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Relevant Executive Member:	n/a
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Submitted to:	Council
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Date:	9 July 2025
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Title:	Revised Political Balance Allocation of Committee Places 2025-2026
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Report for:	Decision
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Status:	Public
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Council Plan priority:	Delivering Best Value
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Key decision:	No
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Why:	Decision does not reach the threshold to be a key decision
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Subject to call in?	No
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Why:	Not applicable – Council Decision
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Proposed decision(s)	
That Council approves:	
1. the revised allocation of seats on Committees that are subject to the rules relating to political balance as follows:	
Labour	69 places
Conservative	11 places
Middlesbrough Independent Councillors Association (MICA)	29 places
Liberal Democrat	6 places
Marton East Independent Group (MEIG)	6 places
Unallocated	11 places
2. that the Monitoring Officer be authorised to fill the unallocated seats as indicated in paragraph 4.4 of the report and make any necessary further adjustments to remove or replace Members where directed by the relevant Group or Member.	

3. that nominations for the vacant places be sought and, where necessary voted upon.
4. That any committee established prior to the next review be appointed on the basis of the places shown in Appendix 1, Table 3, attached to the report.

Executive summary

A report was presented to the Annual Meeting of Council detailing the political balance of the authority as at 21 May 2025. Since that time, there has been a change in group membership and the political balance of the Council therefore needs to be revised. The rules, duties, and principles outlined in the report to the Annual Meeting remain applicable.

The report seeks Council approval for the revised allocation of places on committees and sub committees for the Municipal Year 2025-2026 in accordance with the current political balance of the Council. The decision is recommended to ensure that places on committees are allocated in accordance with the Local Government (Committees and Political Groups) Regulations 1990.

1. Purpose of this report and its contribution to the achievement of the Council Plan ambitions

- 1.1 To seek approval for the revised allocation of places on committees and sub committees for the Municipal Year 2025-2026 in accordance with the current political balance of the Council.

1.2

Our ambitions	Summary of how this report will support delivery of these ambitions and the underpinning aims
A successful and ambitious town	Having all the Committees politically balanced will ensure that the broad range of views are considered when making decisions around the delivery of this ambition.
A healthy Place	
Safe and resilient communities	
Delivering best value	This report will contribute towards the Council Plan ambition to deliver best value by ensuring robust and effective corporate governance.

2. Recommendations

- 2.1 That the Council:

Approves:

- the revised allocation of seats on Committees that are subject to the rules relating to political balance as follows:

Labour	69 places
Conservative	11 places
Middlesbrough Independent Councillors Association (MICA)	29 places
Liberal Democrat	6 places
Marton East Independent Group (MEIG)	6 places
Unallocated	11 places

- that the Monitoring Officer be authorised to fill the unallocated seats as indicated in paragraph 4.4 of the report and make any necessary further adjustments to remove or replace Members where directed by the relevant Group or Member.
- that nominations for the vacant places be sought and, where necessary voted upon.
- That any committee established prior to the next review be appointed on the basis of the places shown in Appendix 1, Table 3, attached to the report.

3. Rationale for the recommended decision(s)

- 3.1 The decision is recommended to ensure that places on committees are allocated in accordance with the Local Government (Committees and Political Groups) Regulations 1990.

4. Background and relevant information

- 4.1 A report was presented to the Annual Meeting of Council detailing the political balance of the authority as at 21 May 2025. Since that time, there has been a change in group membership and the political balance of the Council therefore needs to be revised. The rules, duties, and principles outlined in the report to the Annual Meeting remain applicable.
- 4.2 As a result of changes in groups, the total number of places on committees and sub-committees to be allocated in accordance with the political balance of the Council remains at **132**, but the individual allocations to groups are now as follows:

Labour	69 places
Conservative	11 places
Middlesbrough Independent Councillors Association (MICA)	29 places
Liberal Democrat	6 places
Marton East Independent Group (MEIG)	6 places
Unallocated	11 places

- 4.3 Previously, the MICA Group had an allocation of 34 places and there was an allocation of 6 unallocated places for those Members not in a political group. Members have been asked to identify their preference for seats on available Committees.

- 4.4 As a result of the above, there are now unallocated seats on the following Committees:

Planning and Development Committee – 2 vacancies
 Licensing Committee – 1 vacancy
 Overview and Scrutiny Board – 1 vacancy
 Adult Social Care and Health Scrutiny Panel – 1 vacancy

and nominations for those unallocated places are now sought.

- 4.5 In line with usual practice, it is recommended that the Monitoring Officer be authorised to amend memberships of committees following resignations received from members and to appoint to vacancies in accordance with group preferences or, where not in a group, in accordance with individual Member's wishes. However, where more than one person (non-group members) applies for the same place, they should decide amongst themselves how those places should be allocated. If agreement cannot be reached between the individual Members, the Council will make that determination.

5. Ward Member Engagement if relevant and appropriate

- 5.1 Not applicable.

6. Other potential alternative(s) and why these have not been recommended

- 6.1 Do Nothing - The Council must ensure that places on committees are allocated in accordance with the Local Government (Committees and Political Groups) Regulations 1990.

7. Impact(s) of the recommended decision(s)

Topic	Impact
Financial (including procurement and Social Value)	There are no financial implications or impact on any budgets or the Medium-Term Financial Plan (MTFP) arising from the content of this report.
Legal	The Council must adhere to the Local Government (Committees and Political Groups) Regulations 1990.
Risk	If the Council does not respond effectively and efficiently to legislation it could be in breach of statutory duties in relation to service delivery and fail to make the most of opportunities. The Council is obliged to comply with any legislation or statutory guidance to ensure that the Council is fulfilling its statutory duties.
Human Rights, Public Sector Equality Duty and Community Cohesion	The subject of this report is not a policy, strategy, function or service that is new or being revised. It is considered that an equality impact assessment is not required.
Reducing Poverty	Not applicable as this is a technical report about committee places and does not change any policy.

Climate Change / Environmental	Not applicable as this is a technical report about committee places and does not change any policy.
Children and Young People Cared for by the Authority and Care Leavers	Not applicable as this is a technical report about committee places and does not change any policy.
Data Protection	Not applicable as this is a technical report about committee places and does not change any policy.

Actions to be taken to implement the recommended decision(s)

Action	Responsible Officer	Deadline
Allocate places on committees according to the Political Balance.	Democratic Services Manager	31 July 2025

Appendices

1	<p>Step 1 - Total places on those committees subject to rules of proportionality.</p> <p>Step 2 - Calculate overall proportionality for all eligible committees.</p> <p>Step 3 - Political balance according to size of committee.</p> <p>Step 4 – Application of figures in Table 3 to each committee.</p>
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Background papers

Body	Report title	Date

Contact: Charlotte Benjamin

Email: charlotte_benjamin@middlesbrough.gov.uk

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APPENDIX 1

Step 1 - Total places on those committees subject to rules of proportionality

Table 1

Name of Committee	Places
Audit Committee	7
Chief Officer Committee	7
Constitution and Members' Development Committee	9
Corporate Affairs Committee	7
Corporate Parenting Board	9
Licensing Committee	14
Planning and Development Committee	10
Staff Appeals Committee	9
Standards Committee	9
Teesside Pension Fund Committee	9
Overview and Scrutiny Board	15
Adult Social Care and Health Scrutiny Panel	9
Children's Scrutiny Panel	9
Place Scrutiny Panel	9
Total	132

Step 2 - Calculate overall proportionality for all eligible committees (i.e. politically balanced)

Total Places: 132

Formula: (Number in Group x Number of Committee Places) ÷ Total number of members: 46

Table 2

Group	Number in group	Allocation of places	Number of places (rounded)
Labour	24	68.87	69
Conservative	4	11.48	11
Middlesbrough Independent Councillors Association	10	28.70	29
Marton East Independent Group	2	5.74	6
Liberal Democrats	2	5.74	6
Unallocated* Independent and vacant	4	11.48	11
Total	46	132.00	132

* Do not count as a group

mayor not counted

Step 3 - Political balance according to size of committee

Formula: (Number in group x number on committee) ÷ number of members:

46

Table 3

Size of committee	Labour Group		Conservative Group		Middlesbrough Independent Councillors Association		Marton East Independent Group		Liberal Democrats Group		Unallocated
	24		4		10		2		2		4
1	1	0.52	0	0.09	0	0.22	0	0.04	0	0.04	0
3	2	1.57	0	0.26	1	0.65	0	0.13	0	0.13	0
4	2	2.09	0	0.35	1	0.87	0	0.17	0	0.17	1
5	3	2.61	0	0.43	1	1.09	0	0.22	0	0.22	1
6	3	3.13	1	0.52	1	1.30	0	0.26	0	0.26	1
7	4	3.65	1	0.61	2	1.52	0	0.30	0	0.30	0
8	4	4.17	1	0.70	2	1.74	0	0.35	0	0.35	1
9	5	4.70	1	0.78	2	1.96	0	0.39	0	0.39	1
10	5	5.22	1	0.87	2	2.17	0	0.43	0	0.43	2
11	6	5.74	1	0.96	2	2.39	0	0.48	0	0.48	2
12	6	6.26	1	1.04	3	2.61	1	0.52	1	0.52	0
13	7	6.78	1	1.13	3	2.83	1	0.57	1	0.57	0
14	7	7.30	1	1.22	3	3.04	1	0.61	1	0.61	1
15	8	7.83	1	1.30	3	3.26	1	0.65	1	0.65	1
16	8	8.35	1	1.39	3	3.48	1	0.70	1	0.70	2

Table 4

	Total	Lab	Cons	MICA	MEIG	Lib Dems	Unallocated
Audit Committee	7	4	1	2	0	0	0
Chief Officer Committee	7	4	1	2	0	0	0
Constitution and Members' Development Committee	9	5	1	2	0	0	1
Corporate Affairs Committee	7	4	1	2	0	0	0
Corporate Parenting Board	9	5	1	2	0	0	1
Licensing Committee	14	7	1	3	1	1	1
Planning and Development Committee	10	5	1	2	0	0	2
Staff Appeals Committee	9	5	1	2	0	0	1
Standards Committee	9	5	1	2	0	0	1
Teesside Pension Fund Committee	9	5	1	2	0	0	1
Overview and Scrutiny Board	15	8	1	3	1	1	0
Adult Social Care and Health Scrutiny Panel	9	5	1	2	0	0	1
Children's Services Scrutiny Panel	9	5	1	2	0	0	1
Place Scrutiny Panel	9	5	1	2	0	0	1
Totals		72	14	30	2	2	11
Total Allocation Allowed (as per Step 2 above)	132	69	11	29	6	6	11
ADJUSTMENT REQUIRED		-3	-3	-1	4	4	0

MIDDLESBROUGH COUNCIL	
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Report of:	Charlotte Benjamin, Director of Legal and Governance Services (Monitoring Officer)
Relevant Executive Member:	n/a
Submitted to:	Council
Date:	9 July 2025
Title:	Vacancies on Committees and Outside Bodies 2025-2026
Report for:	Decision
Status:	Public
Council Plan priority:	Delivering Best Value
Key decision:	No
Why:	Decision does not reach the threshold to be a key decision
Subject to call in?	No
Why:	Not applicable – Council Decision

Proposed decision(s)
<p>That the Council approves:</p> <p>subject to receipt of nominations to the vacancies listed at paragraph 2.1 of the report, the places allocated in accordance with the wishes of the political groups and other Councillors and fills the vacancies.</p>

Executive summary
<p>The report seeks Members' approval for nominations of appointment to vacant positions on Committees, Scrutiny Panels and Outside Bodies, due to vacancies that were not filled at the Annual Council meeting and resignations from Committees.</p>

1. Purpose of this report and its contribution to the achievement of the Council Plan ambitions

1.1 To seek Members' approval for nominations of appointment to vacant positions on Committees, Scrutiny Panels and Outside Bodies, following resignations and vacancies that remain, following the Annual Council meeting.

1.2

Our ambitions	Summary of how this report will support delivery of these ambitions and the underpinning aims
A successful and ambitious town	The Council has a duty to ensure that committees and sub committees are appointed to ensure that all meetings remain quorate and decisions can be made that contribute to successfully meeting our ambitions.
A healthy Place	
Safe and resilient communities	
Delivering best value	This report will contribute towards the Council Plan ambition to deliver best value by ensuring robust and effective corporate governance.

2. Recommendations

2.1 That Council approves:

the places allocated in accordance with the wishes of the political groups and other Councillors and fills the following vacancies:

Council Committees

Chief Officer Appointments Committee

Vice Chair

Children's Scrutiny Panel

Vice Chair

You Matter to Us – Corporate Parenting Board

2 vacancies

Licensing Committee

1 vacancy

Overview and Scrutiny Board

1 vacancy

Teesside Pension Fund Committee

1 vacancy

Working Groups

Corporate Health and Safety Steering Group

4 vacancies

Works Council

2 vacancies

Outside Bodies

Council Appointments:

Hartlepool Power Station Local Liaison Committee

1 vacancy

North East Regional Joint Health Scrutiny Committee

1 vacancy

Executive Appointments:

Staying Put Advisory Committee

1 vacancy

Tennis World

2 vacancies

3. Rationale for the recommended decision(s)

- 3.1 Council is required to appoint to any vacant places on Committees or Outside Bodies to ensure that all meetings will be quorate.

4. Background and relevant information

- 4.1 Following resignations from Committees and places on Committees and Outside Bodies that were not taken up at the Annual Council meeting, several vacancies exist. Council is required to consider and approve nominations for appointment to the vacancies.

5. Ward Member Engagement if relevant and appropriate

- 5.1 Not applicable.

6. Other potential alternative(s) and why these have not been recommended

- 6.1 Do Nothing: This option could result in meetings becoming inquorate and could result in the decision-making process being delayed.

7. Impact(s) of the recommended decision(s)

Topic	Impact
Financial (including procurement and Social Value)	There are no financial implications or impact on any budgets or the Medium-Term Financial Plan (MTFP) arising from the content of this report.
Legal	The Council is required to agree appointments to committees in accordance with the requirements of the Constitution.
Risk	<p>Failure to adhere to Local Code of Corporate Governance and deliver governance improvements outlined in the Annual Governance Statement. By ensuring that meetings are quorate then the Council is ensuring that good governance is in place and in line with the requirements of the Council's constitution so this would have a positive impact on this risk.</p> <p>If the Council doesn't respond effectively and efficiently to legislative changes it could be in breach of statutory duties in relation to service delivery and fail to make the most of opportunities. The Council has a duty to ensure that the membership of the committees and sub committees are covered and is required to appoint to any vacant places to ensure that all meetings remain quorate. This will have a positive impact on this risk as the Council is fulfilling its duties.</p>
Human Rights, Public Sector Equality Duty and Community Cohesion	The subject of this report is not a policy, strategy, function or service that is new or being revised. It is considered that an equality impact assessment is not required.
Reducing Poverty	Not applicable as this is a technical report about committee places and does not change any policy.
Climate Change / Environmental	Not applicable as this is a technical report about committee places and does not change any policy.
Children and Young People Cared for by the Authority and Care Leavers	Not applicable as this is a technical report about committee places and does not change any policy.
Data Protection	Not applicable as this is a technical report about committee places and does not change any policy.

Actions to be taken to implement the recommended decision(s)

Action	Responsible Officer	Deadline
Update Members of Committees and Outside Bodies	Democratic Services Manager	31 July 2025

Appendices

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Background papers

Body	Report title	Date

Contact: Charlotte Benjamin

Email: charlotte_benjamin@middlesbrough.gov.uk

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