

MUSIC STRATEGY UPDATE: Pre-Decision Scrutiny

Appendix 5 of the Cabinet Report, at Appendix A, is not for publication as it contains exempt information of the description contained in paragraphs 14 and 21 of Schedule 12A of the Local Government Act 1972. It is viewed that, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

Purpose of the Report

1. To provide Members with background information to aid the scrutiny of the draft report to Cabinet titled '*Music Strategy Update*', which is due to be considered by Cabinet at their meeting on 10 October 2019.
2. Members should note that **Appendix 5** of the Cabinet report, attached at **Appendix A**, is exempt from publication. Members are requested to keep this information confidential, in line with their responsibilities as set out in the Members Code of Conduct and the Cardiff Undertaking for Councillors.

Structure of the meeting

3. The Chair will move that this item be considered in two parts: an open session, where Members will be able to ask questions on the issues and papers that are in the public domain; and a closed session, where members of the public will be excluded, where Members can ask questions that pertain to **Appendix 5**.
4. Members will hear from Councillor Huw Thomas (Leader) and Councillor Peter Bradbury (Cabinet Member – Culture & Leisure). Neil Hanratty (Director of Economic Development), Jon Day (Operational Manager – Tourism) and Ruth Cayford (Culture & Creative Industries Manager) will be in attendance, to give a presentation.

5. At the meeting, Members will be able to discuss the report to Cabinet and the proposed recommendations and will then be able to decide what comments, observations or recommendations they wish to pass on to the Cabinet for their consideration prior to making their decisions.

Scope of Pre-Decision Scrutiny

6. At their meeting on 10 October 2019, the Cabinet will consider a report that sets out the proposed response to the recommendations of the Sound Diplomacy report and seeks cabinet approval for the establishment of a Music Board, in particular approval for the terms of reference and proposed appointments to the Board.
7. During this scrutiny, Members have the opportunity to explore:
 - i. The proposed response to the Sound Diplomacy recommendations;
 - ii. The proposals for establishing a Music Board;
 - iii. Whether there are any risks to the Council;
 - iv. The timeline and next steps for delivering re a Music Strategy for Cardiff; and
 - v. The recommendations to Cabinet.

Background

8. In 2017, a campaign to save Womanby Street as a live music venue, led to the Leader, Councillor Thomas, giving a commitment to work with partners across Cardiff to develop a Music Strategy. The Council employed Sound Diplomacy to undertake initial work on this, resulting in a report to the Cabinet meeting of 18 April 2019 titled '*The Cardiff Music Ecosystem Study*'. The Sound Diplomacy report also contained strategic recommendations.
9. One of the strategic recommendations was to establish a Music Board to act '*as a platform that enables better communication between a city's governing body and its music ecosystem.*' Sound Diplomacy recommended a board of 15-18

members, with a 50/50 gender split, 15% BAME representation and Welsh language speakers.

10. At the Cabinet meeting on 18 April 2019, Cabinet noted the report and resolved to receive a further report setting out a detailed response to the report and its strategic recommendations. It further resolved to receive a report to establish a Music Board.

Issues identified in the Cabinet Report

11. The draft report to Cabinet has **five** appendices:

- **Appendix 1** - *Sound Diplomacy Music Strategy Report: Music Ecosystem Study and Strategic Recommendations*
- **Appendix 2** - *Cardiff Council Response to Sound Diplomacy Report.*
- **Appendix 3** - *Cardiff Music Board Terms of Reference*
- **Appendix 4** - *Cardiff Music Board Member Advertisement*
- **Confidential Appendix 5** - *Proposed Music Board Member Appointments.*

12. The proposal to establish a Music Board is set out at **Points 8 – 18** of the report to Cabinet and includes Terms of Reference – at **Appendix 3** – and membership – contained in **Confidential Appendix 5**.

13. The proposed response to Sound Diplomacy's strategic recommendations is contained in **Appendix 2** and referenced at **points 19-20** of the report to Cabinet. This notes that the response is initial, as *'some elements of consideration will be deferred for consideration by the Music Board, should its establishment be approved. This will allow for a wider consideration by the sector of the recommendations.'*

14. **Points 21 – 23** outline work to date to develop a Signature Event that 'would take the form of an internationally relevant music festival, as well as providing an opportunity to develop the sector within Cardiff through show-casing and industry events.' The report to Cabinet states that there will be a report presented to

Cabinet later in 2019 outlining the detail of the proposed event and associated budgetary implications.

15. The financial implications section, at **Point 25, Appendix A**, highlights:

‘Contained within the Sound Diplomacy Report is a recommendation to appoint a Music officer and if this is progressed then the funding source will need to be established as there is currently no budget allocation for this purpose. All other recommendations prior to be implemented will need to identify if any additional resource is required as there is no budgetary allocation currently set aside. Each recommendation needs to consider both the direct cost of implementation as well as the cost impact it may have on any other services.’

16. The legal implications, at **Point 26, Appendix A**, states that Legal Services are instructed that the client service area has given careful consideration to the legal framework and policies and that the proposed actions can be achieved within legal constraints. In addition, the legal implications section highlights that the Music Board’s Terms of Reference do not include decision making, as this is not a function of the Board.

Proposed Recommendations to Cabinet

17. The report to Cabinet contains the following recommendations:

- a) *‘Approve the response to the Sound Diplomacy Report attached as Appendix 2*
- b) *Approve the Terms of Reference for the Cardiff Music Board attached as Appendix 3*
- c) *Approve the appointments of the Cardiff Music Board and instruct the Director of Economic Development to appoint the individuals named in Confidential Appendix 5.*

Previous Scrutiny

18. This Committee undertook policy development scrutiny of work to develop a Music Strategy by receiving a presentation briefing on the Sound Diplomacy report, at their meeting on 9 April 2019.

19. In the Chair's letter,¹ Members highlighted:

- a. *'Members share the view that a Music Strategy for Cardiff will lead to a number of creative and economic benefits for residents, visitors, businesses and those working in Cardiff, as well as across the region.'*
- b. *Members welcome Sound Diplomacy's work and were pleased to hear the range of engagement with stakeholders and that this has helped to surface issues that need addressing to enable Cardiff to achieve the aims of being 'a global leader in the Music Cities movement' and to embrace 'Music Urbanism as a tool for regeneration, investment and development'.*
- c. *Given the level of engagement with stakeholders and the need to maintain this engagement and momentum to enable Cardiff to move forward as a Music City, Members **recommend** that all stakeholders who contributed via Sound Diplomacy engagement events be given the opportunity to comment on the strategic recommendations.*
- d. *Members are pleased that the proposed scope of strategy is broad, not limited to live music or a particular genre but encompassing all genres and the music ecosystem across the city. A particular concern of committee members is to ensure that music is accessible and inclusive for all young people, not only in terms of being musicians but also in terms of developing pupils' awareness and skills sets so they can benefit from the range of skilled roles that exist across the music economy.*
- e. *The membership of the partnership Music Board will be critical to the success of work in this area and Members were pleased to hear that you intend membership to be broad and inclusive, with a number of sub-groups to provide focus on particular aspects. At the meeting, we asked about the resources available to support the Music Board and*

¹ Letter from Councillor Howells, Chair of ECSC, to Councillor Bradbury, Cabinet Member Culture & Leisure, dated 11 April 2019

note the response that existing resources will be sufficient to provide secretariat support.'

Way Forward

20. Members will hear from Councillor Huw Thomas (Leader) and Councillor Peter Bradbury (Cabinet Member – Culture & Leisure). Neil Hanratty (Director of Economic Development), Jon Day (Operational Manager – Tourism) and Ruth Cayford (Culture & Creative Industries Manager) will be in attendance.

21. Members will also be able to discuss the report to Cabinet and the proposed recommendations and will then be able to decide what comments, observations or recommendations they wish to pass on to the Cabinet for their consideration prior to making their decisions.

22. All Members are reminded of the need to maintain confidentiality with regard to the information provided in **Appendix 5**. Members will be invited to agree the meeting go into closed session to enable discussion of this information.

Legal Implications

23. The Scrutiny Committee is empowered to enquire, consider, review and recommend but not to make policy decisions. As the recommendations in this report are to consider and review matters, there are no direct legal implications. However, legal implications may arise if and when the matters under review are implemented with or without any modifications. Any report with recommendations for decision that goes to Cabinet/Council will set out any legal implications arising from those recommendations. All decisions taken by or on behalf of the Council must (a) be within the legal powers of the Council; (b) comply with any procedural requirement imposed by law; (c) be within the powers of the body or person exercising powers on behalf of the Council; (d) be undertaken in accordance with the procedural requirements imposed by the Council e.g. Scrutiny Procedure Rules; (e) be fully and properly informed; (f) be properly motivated; (g) be taken having regard to the Council's fiduciary duty to its taxpayers; and (h) be reasonable and proper in all the circumstances.

Financial Implications

24. The Scrutiny Committee is empowered to enquire, consider, review and recommend but not to make policy decisions. As the recommendations in this report are to consider and review matters, there are no direct financial implications at this stage in relation to any of the work programme. However, financial implications may arise if and when the matters under review are implemented with or without any modifications. Any report with recommendations for decision that goes to Cabinet/Council will set out any financial implications arising from those recommendations.

RECOMMENDATION

The Committee is recommended to:

- i) Consider the information in this report, its appendices and the information presented at the meeting;
- ii) Determine whether they would like to make any comments, observations or recommendations to the Cabinet on this matter in time for its meeting on 10 October 2019; and
- iii) Decide the way forward for any future scrutiny of the issues discussed.

DAVINA FIORE

Director of Governance & Legal Services

27 September 2019