

## COUNCIL, 23 JULY 2020 : WRITTEN QUESTIONS

### CLEAN STREETS, RECYCLING AND ENVIRONMENT (COUNCILLOR MICHAEL MICHAEL)

W1	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR JACOBSEN</u></b></p> <p>Although the Council has done well with the appointment system at the recycling centres, is there a date set yet to re-open the site fully for constituents to take assorted rubbish to the tip such as furniture etc?</p> <p><b><u>Reply</u></b></p> <p>Both recycling centres at Lamby Way and Bessemer Close are now accepting all those materials, including furniture, that were accepted prior to the Covid-19 shut down. They will also accept items that are unable to be recycled, such as blinds, mirrors and other mixed-material items.</p> <p>The exceptions are residual (black bag) waste, which cannot be recycled or composted, and green bags containing mixed recyclable materials, which should be presented by households for kerbside collection on the appropriate day. Residual (black bag) waste should be placed within household wheelie bins as any waste bags left at the side will not be collected.</p> <p>Bulky waste collections have also restarted for larger household items and there is no charge for items that are fully recyclable, such as wooden dining tables or bookshelves; metal bed frames or shelving units, uPVC windows and frames; carpet; sprung mattresses without memory foam and large electrical appliances (e.g. fridges or washing machines).</p>
W2	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR BURKE-DAVIES</u></b></p> <p>Is it possible to implement regular updates to Ward Members of where fly tipping is reported via the Cardiff Council App? This would enable Councillors to be aware of areas that are routinely targeted and act, together with the Council and communities, to deter people from fly tipping in these spaces.</p>

**Reply**

Officers are currently looking at how best to present the information on fly-tipping reports to ward members as part of the work to share information on core data in the Street Scene service area. The service monitors all requests for fly-tipping to be cleared, including those received via the Cardiff App, in order to identify specific fly-tipping 'hotspots' within the city. This enables us to target resources accordingly, including the use of both covert and overt CCTV surveillance, in an effort to tackle the problem.

I would also be happy to discuss with you any specific fly-tipping issues within Llandaff North and what potential measures could be implemented in an effort to address them. Similarly, if any member wishes to raise any concerns about fly-tipping within their ward, then they should email: [NSComplaintsandRequests@cardiff.gov.uk](mailto:NSComplaintsandRequests@cardiff.gov.uk)

W3

**WRITTEN QUESTION FROM COUNTY COUNCILLOR HUDSON**

Deceased dog's bodies are routinely scanned to check ownership details through channels such as Cardiff dog pound. Are you able to tell us what the current procedure is to scan deceased cats and if/why it has been scrapped over the last 2 years?

If there currently is no procedure, this unfortunately means Cardiff is the only council in Wales to not offer any form of process for cats. Others use vets, scan on site or their contractors do. Some even use local rescues who will take and scan the cats. With Cardiff already offering an efficient process for dogs, is there any particular reason this could not be extended to cats given they have the facilities to do so?

**Reply**

There is a legal requirement for all dogs to be microchipped; therefore, if any are found either dead or alive, then tracing the owner should be straightforward. Almost all dogs are now microchipped due to these legal requirements; however, there is currently no similar legislation requiring cats to be microchipped.

In 2019, a local process was agreed between Waste Management and Cardiff Dogs Home so that any dead cats found are taken to the Dogs Home where they are scanned for any microchips using the equipment available on site.

Since 2019, a total of 13 cats have been delivered by Waste Management to the Dogs Home in line with this procedure; of which 7 were microchipped. The owners were then contacted and had the option of retrieving the deceased cat. If any dead cat does not have a microchip or the owners are uncontactable, the Dogs Home makes arrangements for their appropriate disposal via cremation.

W4

**WRITTEN QUESTION FROM COUNTY COUNCILLOR WOOD**

Feedback from residents suggests an increase in fly-tipping since the Covid-19 lockdown with concerns that the ongoing restrictions on dispose of excess household general waste 'black bags' at the HWRCs are adding to the problems. How much fly-tipping has there been in each of the last 3 months, and how does this compare to figures for the same months in the last two years?

**Reply**

1,495 fly-tipping incidents were recorded in the first quarter of 2018/19. This reduced to 1,424 incidents in the first quarter of 2019/20 and 1,445 incidents in the same period this year (2020/21). The statistics indicate that there has been no significant change in the number of fly-tipping incidents recorded over the past three years.

Waste Enforcement Officers have continued to enforce the offence of fly-tipping throughout the Covid-19 pandemic. Each case will be considered on an individual basis and can result in either prosecution for large scale fly-tipping or a £400 fixed penalty for small scale fly-tipping.

General bagged waste that is left outside properties or in lanes and alleys is not recorded as fly-tipping, but is reported as either incorrect waste presentation, which can result in a fixed penalty of £100, or a duty of care offence, which may result in prosecution or a £300 fixed penalty.

The service area monitors the weekly tonnages of fly-tipped and non-fly-tipped waste that is collected by Waste Enforcement Officers and this shows no indication of any significant increase in the tonnages being collected during the Covid-19 pandemic or following the reopening of the city's recycling centres.

**WRITTEN QUESTION FROM COUNTY COUNCILLOR SANDREY**

Now that Welsh Government has published guidance on toilet facilities, when will the council reopen all public toilets, thereby allowing a significant number of people to actually come out of lockdown without compromising themselves, and will the council commit to working with private sector partners to ensure their facilities are also available to the public?

**Reply**

The Welsh Government guidance recognises that access to toilet facilities is currently a 'high priority but high anxiety' issue for some members of the public, which is why the Council is committed to ensuring that appropriate health & safety, cleansing and social distancing measures are implemented before any of our own toilet facilities are reopened.

We are working with local businesses, and FOR Cardiff in the city centre, to help promote Cardiff as a safe place to visit and shop, and this includes enabling people to use available toilet facilities safely by ensuring social distancing and increasing cleaning regimes. Toilet facilities are open within St David's shopping centre and, following the reopening of some bars, pubs, cafes and restaurants outdoors only from Monday 13<sup>th</sup> July, access to indoor toilet facilities is allowed in line with Welsh Government guidance, but with enhanced cleaning measures in place. In terms of toilet facilities in the city centre that are provided within council venues, a single accessible toilet is available for public use on the ground floor at the St Mary Street entrance to Cardiff Market. The outside toilets within the grounds of Cardiff Castle are also open to people using the public space being provided there. Other council buildings in the city, including leisure and cultural venues, are not open currently and, therefore, there is no public access to their toilet facilities.

I can confirm that the Parks service is planning to reopen its toilet facilities at Roath Park Lake (East), Roath Park Pleasure Gardens and Victoria Park from Monday 27<sup>th</sup> July following appropriate risk assessments and in line with advice from the Council's Health & Safety team and relevant Welsh Government guidance. They will be carrying out the necessary cleansing and testing in advance, including Legionella checks, given the length of time that they have been closed during lockdown. Appropriate signage will also be erected for customers to follow and cleaning rotas will be reinstated on a twice daily basis.

	<p>Public access to toilets within the Council’s Hubs and libraries is not yet available as these community facilities are being reopened gradually on a phased basis across the city and access to the Hubs is currently by appointment only. Hub managers are working with the Council’s Health and Safety team to plan how to allow access to toilets safely and, following discussion with Social Services colleagues, it has been decided to prioritise access by carers and their clients to the Hub toilets. It is anticipated that this arrangement will be put in place shortly.</p>
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**CULTURE AND LEISURE**  
**(COUNCILLOR PETER BRADBURY)**

<p>W6</p>	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR KELLOWAY</u></b></p> <p>Can the cabinet member please detail what actions the Council has taken to end the sewage leak affecting Roath Park Lake?</p> <p><b><u>Reply</u></b></p> <p>This is a matter for Natural Resources Wales and Dŵr Cymru Welsh Water, not the Council, but we are working closely with them as they seek to locate and resolve any breaches to inappropriate waste connections upstream of the lake, and we would hope that this can be done as quickly as possible.</p>
<p>W7</p>	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR GORDON</u></b></p> <p>Making walking and cycling easier, the path across Pontcanna Fields to Blackweir Bridge is an important commuter and recreational walking and cycling route. When will the suspension bridge be reopened and are there plans for further maintenance and signage?</p> <p><b><u>Reply</u></b></p> <p>While I recognise the importance of Blackweir Bridge in terms of its use for commuting, I am also very mindful of the risks posed owing to its narrow deck and the inability to implement effective control measures to reduce the risk of the transmission of Covid-19. For these reasons and in the interests of public safety, there are no current plans to reopen the bridge until government guidance permits.</p>

	<p>Regrettably, the advanced signage notifying commuters and general park users of alternative routes have been removed and replaced on numerous occasions. I have, however requested that further advanced signage is installed. There are no current plans for further maintenance.</p>
W8	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR HENSHAW</u></b></p> <p>Can you give us an update on when children's playgrounds can re-open?</p> <p><b><u>Reply</u></b></p> <p>On Friday 10<sup>th</sup> July, the First Minister announced that playgrounds in Wales may reopen from Monday 20<sup>th</sup> July and this was confirmed subsequently on Friday 17<sup>th</sup> July. Detailed guidance was issued by the Welsh Government on 13<sup>th</sup> July recognising that owners/operators have the discretion over when they consider it safe to do so.</p> <p>The safety of our playground users is of paramount importance and we will be ensuring that full technical inspections are undertaken prior to the reopening of any playgrounds, in addition to the installation of Covid-19 signage.</p> <p>The Council is responsible for 116 playgrounds in the city and, as you will be aware from my communication to all members that was issued on Friday 17<sup>th</sup> July, our playgrounds are being reopened on a phased basis from Monday 20<sup>th</sup> July, with an initial 30 sites being reopened this week. I am pleased to confirm that a further 20 playgrounds will be reopened from lunchtime on Monday 27<sup>th</sup> July, which are listed below:</p> <ul style="list-style-type: none"> <li>• Adamscroft open space (Adamsdown);</li> <li>• Belmont Walk (Butetown);</li> <li>• Windsor Esplanade (Butetown);</li> <li>• Trelai Park (Caerau);</li> <li>• Bute Park Play Trail (Cathays);</li> <li>• Maindy Park (Cathays);</li> <li>• Whitland Crescent (Fairwater);</li> <li>• Maitland Park (Gabalfa);</li> <li>• Heol y Delyn (Lisvane);</li> <li>• Watkin's Square (Llanishen);</li> <li>• Waun Fach (Pentwyn);</li> </ul>

	<ul style="list-style-type: none"> <li>• Parc Coed y Nant (Pentwyn);</li> <li>• Penuel Road (Pentyrch);</li> <li>• Sovereign Chase (Penylan);</li> <li>• Cwm Farm Junior (Radyr);</li> <li>• Cwm Farm Toddler (Radyr);</li> <li>• Splott Park (Splott);</li> <li>• Tremorfa Park (Splott);</li> <li>• Heritage Park (Trowbridge); and</li> <li>• Hollybush (Whitchurch &amp; Tongwynlais).</li> </ul>
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**INVESTMENT AND DEVELOPMENT**  
**(COUNCILLOR RUSSELL GOODWAY)**

W9	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR McGARRY</u></b></p> <p>According to an article on Wales Online, the Administrators' Report states that Cardiff Council is owed over a million pounds by Signature Living Coal Exchange Ltd, plus a large business rates bill that remains unpaid. It also reveals that the security Cardiff Council has on the building appears worthless as Signature Living Coal Exchange Ltd has borrowed more than £13m from another company, which has been given priority status as a creditor. This company has a Deed of Priority which means they are ranked above the council in the order of priorities. If this is correct, could I ask whether Cardiff Council is a party to this Deed of Priority and, if so, who made the decision and what was the reasoning behind it?</p> <p><b><u>Reply</u></b></p> <p>The Councillor will be aware that the Council carried out essential works to the building to make the building not only safe, but also to protect the integrity of this historic listed building. In doing so, the Council incurred total expenditure of £907,000.</p> <p>The Council's legal team determined that, of that amount, some £178,000 represented expenditure necessary to fund emergency works to prevent the building from falling out on to surrounding streets such that it could cause personal injury or damage to property as defined by s78 of the Building Act 1984. The balance of £729,000 funded works necessary to prevent the building falling in on itself and were required to protect the long term integrity of the building. All of these works were undertaken prior to the acquisition of the building by Signature Living Coal Exchange Ltd.</p>
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The Council entered into a Memorandum of Understanding (MOU) with Signature Living Coal Exchange Ltd on 31 March 2016, which provided for the Council's debt of £729,000 to be converted into a loan repayable on full completion of the project and the re-financing of the building and secured by way of a legal charge over the building. The remaining £178,000 is dealt with separately in the MOU with a commitment from Signature Living Coal Exchange Ltd to repay the sum but is not secured by way of a legal charge.

The Council was not prepared to make further funding available at that time but recognised that, due to the state of the building at that time, Signature Living Coal Exchange Ltd would need to raise a significant amount of additional capital to fund the refurbishment of the Exchange building. Consequently, the Council also agreed to a draft deed of priority, which is attached to the registered charge and which would be triggered in the event that Signature Living Coal Exchange Ltd borrowed from or entered into a financial arrangement with another party. I am advised that this type of clause is not uncommon for a building project of this kind and is included to provide security to other investors providing funds to complete the regeneration of the building. Signature Living Coal Exchange Ltd subsequently secured a £13 million investment from an organisation called Albendan.

The agreement to enter into these arrangements was authorised by the Corporate Director of Resources in March 2016 under the executive scheme of delegations. Based on projected valuations at that time, the Council concluded that upon completion and re-financing of the building sufficient funding would be released to allow the total liability due to the Council of £907,000 to be repaid in full, despite the Council's debt ranking second behind Albendan.

The decision by Signature Living Coal Exchange Ltd to put the company into administration, coupled with the ongoing COVID-19 crisis, has resulted in the project not being completed as planned such that the Council's investment in the building is at risk.



**STRATEGIC PLANNING AND TRANSPORT**  
**(COUNCILLOR CARO WILD)**

W10	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR SATTAR</u></b></p> <p>What steps are the Council taking to support small cafes who are not able to open as they don't have outside spaces?</p> <p>Can consideration be given to waving fees for street licenses for a period of 3/6 months?</p> <p><b><u>Reply</u></b></p> <p>The Council has waived all fees from 23<sup>rd</sup> March 2020 through to 1<sup>st</sup> September 2020 for existing license holders and officers are working to see what support can be given to extend areas to support businesses. Regular reviews will take place and, if further support is required, consideration will be given to waiving fees for a longer period.</p> <p>The Council will look to support small cafes without outdoor space in a similar way and there will be no fees until 1<sup>st</sup> September 2020. Each application will need to be reviewed in terms of footway area to determine how much space can be made available, whilst balancing the need for social distancing. The Council has already commenced work to provide extended areas in district centres to support social distancing and to look at how support to businesses can be provided.</p> <p>The Council has been working with key stakeholders, including the police, to develop a Memorandum of Understanding to support businesses operating in public spaces. Businesses are also able to make applications via the Council's website.</p>
W11	<p><b><u>WRITTEN QUESTION FROM COUNTY COUNCILLOR MOLIK</u></b></p> <p>What does the equalities impact assessment suggest in terms of changes in city centre transport infrastructure and its impact on residents in the city, residents of differing ability, gender &amp; age?</p> <p>How can the public access the report?</p>

## Reply

The Equality Impact Assessment undertaken in relation to the Cardiff Recovery Strategy suggests that public transport capacity is likely to reduce significantly from pre-Covid-19 levels. This could affect disproportionately some protected characteristic groups (young people, people with disabilities, lower income groups and people from BAME communities) who are more likely to be reliant on public transport as their primary means of transport. Whilst the strategy itself is not reducing public transport, measures set out in the Recovery Strategy to improve active travel options could help to mitigate this by providing safe alternatives.

The Equality Impact Assessment also identifies that some protected characteristic groups tend to be more reliant on private cars or taxis, as public transport or active travel modes are not suitable for their needs. The Recovery Strategy identifies the importance of car access being maintained as far as possible and that facilities such as Blue Badge parking continue to be provided in order to reduce the potential for any adverse differential impacts on these groups.

Arrangements are being made to publish the Equality Impact Assessment on the Council's website; however, it is important to note that it is a living document, which is subject to amendment and will need to be regularly updated as a result of any changes to Welsh Government directions and guidance as lockdown restrictions are relaxed further. In order to do this, we have established an equality group, which has met regularly to identify issues and propose solutions to any adverse impacts. This includes representation from Age Connects Cardiff and the Vale; Alzheimer's Society; Cardiff 50+ Forum; Deaf Hub Cymru; Diverse Cymru; Guide Dogs Cymru and RNIB Cymru.