

## **OVERVIEW AND SCRUTINY BOARD**

13th June 2011

### **12 month Review of the Hot Food Takeaway Investigation**

Relevant Portfolio Holder	Councillor C. B. Taylor – Planning, Core Strategy, Regulatory Services and Strategic Housing
Relevant Head of Service for Overview and Scrutiny	Mrs. C. Felton – Head of Legal, Equalities and Democratic Services
Non-Key Decision	

#### **1. SUMMARY OF PROPOSALS**

- 1.1 To provide the Overview and Scrutiny Board with an update following the 12 month review of the Hot Food Takeaway Investigation.

#### **2. RECOMMENDATIONS**

- 2.1 That the Board notes the report on the review of the Hot Food Takeaway Investigation.

#### **3. BACKGROUND**

- 3.1 The topic of hot food takeaways was first considered by the Scrutiny Board at its meeting on 19th May 2009; this was in response to a scrutiny proposal form which had been submitted by Councillor D. Pardoe.

Subsequently at a meeting of the Joint Overview and Scrutiny Board held on 9th June 2009 a petition was received from a local resident in Rubery concerned about the increased number of hot food takeaways in Rubery High Street and the effect late night opening of these establishments was having in terms of problems with litter, crime and disorder and antisocial behaviour.

At the Scrutiny Board meeting held on 30th June 2009 Members agreed that an investigation should be carried out to examine the impact of takeaway hot food stores on communities and the environment. Members explored this subject and heard evidence over a series of meetings of the Board and carried out a fact finding visit to London Borough of Waltham Forest who passed on their experiences of issues regarding hot food takeaways.

The report on the investigation was approved by the Scrutiny Board at its meeting on 24th November 2009 and considered by the Cabinet at its meeting on 2nd December 2009, when all 3 recommendations put forward were approved.

**3.2 Recommendations 1 and 2**

*1. That the Cabinet task the Strategic Planning Department to scope the extent to which the issues identified in this report contribute to the negative impact on sense of community and well being and the environment and how these issues can be addressed by the adoption of a Supplementary Planning Document on hot food takeaways and present a report detailing their findings and draft policy to Cabinet.*

*2. That the Cabinet refer consideration of adoption of a draft Supplementary Planning Document on hot food takeaways to the LDF Working Party to be included as an agenda item and considered at the next scheduled meeting of the LDF.*

The initial response from the Strategic Planning Department to these recommendations was that planning officers recommended that a Hot Food Takeaway Supplementary Planning document could not be progressed and therefore there was no action for the LDF Work Party to take.

However, the Draft Core Strategy, the consultation ended on 15th April 2011 for this, made reference, under section CP 23 Health and Well Being, to the option of the provision of a Supplementary Planning Document at a later date. Specific mention is made in the Draft Core Strategy "...seeking to reduce the over-concentration of uses, particularly hot food takeaways which can have a negative impact on the health of local people in identified locations provides a flexible long-term spatial solution to health problems associated with these uses."

**3.3 Recommendation 3**

*That the Cabinet direct officers to carry out further research into healthy eating/healthy lifestyles and the means by which through working with partners in the LSP the Council could contribute to delivering services to address the LAA targets on obesity in children, mortality rate from circulatory diseases for under 75s, adult participation in sport and children and young people's participation in high-quality PE and sport. The Board further recommends that a report detailing the findings research is presented to Cabinet by June 2010.*

An update was received in July 2010 which explained that a bid had been submitted by the Bromsgrove Partnership to the Health Improvement Fund in early 2010 for a nutritionist to work with selected takeaway outlets to

improve the quality of food they offered and to promote a healthy choice on their menus. This was to have been a 6 month project costing approximately £5,000, but unfortunately the bid was not successful. However, part of the Bromsgrove Partnership High Level Action Plan included a Local Action Plan for The TRUNK, which included specific outcomes to be measured in respect of Adult participation in sport and active recreation, a healthy living initiative, obesity in primary school aged children, a family based weight management programme and a community cooking programme.

However, Worcestershire Regulatory Services (WRS), working in partnership with Worcestershire PCT Public Health have developed the Worcestershire Food Choices Project – improving healthy options in food outlets across the County. This project directly contributes to WRS priority to protect public health (tackling smoking, obesity and alcohol abuse) and the former Worcestershire Local Area Agreement, Health and well-being targets. The TRUNK are currently working with WRS on this project to introduce fresh fruit and vegetables into local convenience stores and in the promoting of the Healthy Start vouchers where people in receipt of certain benefits are able to obtain vouchers for fresh fruit and vegetables.

**4. KEY ISSUES**

4.1 Included within the Background section of this report.

**5. FINANCIAL IMPLICATIONS**

5.1 There are no financial implications for the purpose of this report.

**6. LEGAL IMPLICATIONS**

6.1 There are no legal implications for the purpose of this report.

**7. POLICY IMPLICATIONS**

7.1 There are no policy implications for the purpose of this report.

**8. COUNCIL OBJECTIVES**

8.1 Council Objective 3 – One Community

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**9. RISK MANAGEMENT INCLUDING HEALTH & SAFETY CONSIDERATIONS**

9.1 None for the purpose of this report.

**10. CUSTOMER IMPLICATIONS**

10.1 None for the purpose of this report.

**11. EQUALITIES AND DIVERSITY IMPLICATIONS**

11.1 None for the purpose of this report.

**12. VALUE FOR MONEY IMPLICATIONS, PROCUREMENT AND ASSET MANAGEMENT**

12.1 None for the purpose of this report.

**13. CLIMATE CHANGE, CARBON IMPLICATIONS AND BIODIVERSITY**

13.1 None for the purpose of this report.

**14. HUMAN RESOURCES IMPLICATIONS**

14.1 None for the purpose of this report.

**15. GOVERNANCE/PERFORMANCE MANAGEMENT IMPLICATIONS**

15.1 None for the purpose of this report.

**16. COMMUNITY SAFETY IMPLICATIONS INCLUDING SECTION 17 OF CRIME AND DISORDER ACT 1998**

16.1 None for the purpose of this report.

**17. HEALTH INEQUALITIES IMPLICATIONS**

17.1 None for the purpose of this report.

**18. LESSONS LEARNT**

18.1 None for the purpose of this report.

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**19. COMMUNITY AND STAKEHOLDER ENGAGEMENT**

19.1 None for the purpose of this report.

**20. OTHERS CONSULTED ON THE REPORT**

Portfolio Holder	No
Chief Executive	No
Executive Director (S151 Officer)	No
Executive Director – Leisure, Cultural, Environmental and Community Services	No
Executive Director – Planning & Regeneration, Regulatory and Housing Services	No
Director of Policy, Performance and Partnerships	No
Head of Service	Yes
Head of Resources	No
Head of Legal, Equalities & Democratic Services	Yes
Corporate Procurement Team	No

**21. WARDS AFFECTED**

All wards

**22. APPENDICES**

None

**23. BACKGROUND PAPERS**

Scrutiny Board Investigation into the Impact of Hot Food Takeaways on Communities and the Environment – November 2009

**24. KEY**

None

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