



NORTH YORKSHIRE COUNTY COUNCIL

Minutes of the meeting of the County Council held at County Hall, Northallerton on 19 February, 2014 commencing at 10.30 am.

Present:-

County Councillor Bernard Bateman MBE in the Chair.

County Councillors Margaret Atkinson, Andrew Backhouse, Robert Baker, Arthur Barker, Philip Barrett, Derek Bastiman, David Billing, John Blackburn, John Blackie, David Blades, Eric Broadbent, Lindsay Burr, Jean Butterfield, Liz Casling, David Chance, Jim Clark, John Clark, Richard Cooper, Sam Cross, Gareth Dadd, Margaret-Ann de Courcey-Bayley, Polly English, John Ennis, John Fort BEM, Andrew Goss, Helen Grant, Bryn Griffiths, Tony Hall, Michael Harrison, Roger Harrison-Topham, Michael Heseltine, Robert Heseltine, Peter Horton, Bill Hault, David Jeffels, Anne Jones, Mike Jordan, Andrew Lee, Carl Les, Cliff Lunn, Don Mackenzie, Penny Marsden, Brian Marshall, Shelagh Marshall, John McCartney, Chris Metcalfe, Heather Moorhouse, Patrick Mulligan, Robert Packham, Stuart Parsons, Caroline Patmore, Chris Pearson, Joe Plant, Tony Randerson, John Ritchie, Janet Sanderson, John Savage, Elizabeth Shields, David Simister, Peter Sowray, Tim Swales, Helen Swiers, Cliff Trotter, John Weighell, Richard Welch, James Windass and Clare Wood.

Minutes

It was moved and seconded that the Minutes of the meeting of the County Council held on Wednesday, 13 November 2013 and the minutes of the Extraordinary meeting of the County Council also held on 13 November 2013, having been printed and circulated, be taken as read and be confirmed and be signed by the Chairman as a correct record.

The Council divided and, on a show of hands, the motion was declared carried with none against and no abstentions.

Resolved -

35. That the Minutes of the meeting of the County Council held on Wednesday, 13 November 2013 and the minutes of the Extraordinary meeting of the County Council also held on 13 November 2013, having been printed and circulated, are taken as read and are confirmed and be signed by the Chairman as a correct record.

Chairman's Announcements

The Chairman welcomed Honorary Aldermen Michael Knaggs and John Marshall to the meeting. He then formally announced the death of Lieutenant Colonel John Jacob MC, a former Member and Chairman of the Council, who was County Councillor for the Scalby electoral division from 1985 to 2001. Members of the Council stood in silence in his memory.

Statement by the Leader of the Council

County Councillor John Weighell made a statement, under Council Procedure Rule 2.3, as Leader of the Council, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5149-5150). He thanked Carole Dunn, Assistant Chief Executive (Legal and Democratic Services), who would be retiring prior to the next meeting of the Council, for her service to the Council. Other Members then expressed thanks to Carole Dunn for her service to the Council.

Public Questions or Statements

Paul Whelan asked:

"Following the loss of PFI credits and central government support, why has the council not terminated the Amey Cespa AWRP contract in the same way that Bradford and Calderdale have cancelled their project?"

In response, County Councillor Chris Metcalfe said:

"Thank you for your question. Before answering it, I just want to correct a small, but important part of what you've just said. It is regrettable, but correct, that we've lost Government funding for our waste project, but not Government support. It is very important – it's a small technical point, but it is actually very true. DEFRA have been very keen to remain involved in the project and continue to provide technical support through their waste infrastructure delivery programme. They remain on the project team and we continue to benefit from their experience on other similar projects. However, your question is about why we have not terminated our contract. The simple reason is that we have no reason to. We have a contract with AmeyCespa that required them to pursue planning consent, which they have now done successfully, and then the next phase is to deliver a funding package to confirm the final price for the long term waste service to the County Council. We have now entered that second phase and the loss of Government finance has no direct impact on this process. To terminate the contract would now deny AmeyCespa the opportunity to prove the financial viability of the project and would require the Council to compensate AmeyCespa accordingly. We anticipate deciding on the final business case later in this year – a decision will be made in the summer months. As a footnote, I understand the issues with Bradford because we visited the Minister when Bradford was there. I understand that Bradford did not have a formal contract and are not subject to the same processes and obligations that we are. We understand that the Bradford project was only viable with Government credits, whereas our project is potentially viable regardless of credits."

As a supplementary question Paul Whelan asked:

"The current forecast I have seen indicates a substantial deficit on the incinerator project. With the loss of the PFI credit, has the Council considered cheaper waste management alternatives, that will enable it to save money and stop having to cut bus, library and other services?"

In response, County Councillor Chris Metcalfe said:

“You are coming to some assumptions because we don’t even know where Amey Cespa are with their deliberations at this time. Until we have that final business case presented to us and we can analyse that and establish the real value for money that that will offer us, what we have at the moment is an understanding that that will offer substantial savings to this Council. Probably not as high as originally anticipated, but it will still establish value for money. But I can’t comment any further, because we do not have the evidence before us. We will have to sit and wait and see.”

In response to a further comment from Paul Whelan, who said that Councillor Metcalfe had not answered whether the Council had considered any cheaper alternatives, Councillor Metcalfe said: “As far as this debate is concerned, we have been over this many, many times, responding to many similar questions. The answer is that the course of action that we are taking is establishing real substantial savings for the Council. If these do not materialise as anticipated, or if they do not deliver value for money, we will have to look at alternative solutions for dealing with our waste.”

Ruth Annison asked:

“My name is Ruth Annison and, as a North Yorkshire employer, I became interested in local public transport because of the need to ensure that staff could get to and from work.

As councillors know, the bus consultation has brought to public attention the life-changing consequences and real deprivation that will follow if cuts are implemented as proposed. Respondents made many positive suggestions amongst their objections so I am astonished to see that there is no comment at all from the portfolio holder for Public Passenger Transport in his Statement under today’s Item 9d (p66-67). However, to quote from your own report: “The consultation identified that many people rely on buses.”

The Consultation provided the Council with, in effect, valuable free consultancy. Respondents know that cuts will have a devastating effect on the lives of hundreds - perhaps thousands - of North Yorkshire residents and visitors – but many users and drivers have also suggested less damaging ways of implementing the cuts. Why have these offers of help not been taken up?

I would draw your attention to the following points (amongst many).

- (a) We do not expect every town and village to have a full range of facilities – but it is not unreasonable to expect reasonable access to them. Importantly the proposed timetables will deprive many people of the opportunity to use centralised facilities subsidised by ratepayers- such as Hambleton Council’s swimming pool in Bedale, which has appealed for more users!
- (b) There is still no suggestion of integrating the resources of school and public transport.
- (c) Your Council’s apparent reliance on community services to plug gaps in timetables is unrealistic. Will you all be offering to fund-raise and drive a minibus? What about capacity (fewer seats) and difficulties for those with limited mobility to reach any but the seats nearest the door? Have you tried this, carrying a walking stick in one hand, shopping bag in the other? It’s very difficult! And one vehicle cannot go in two directions at once!
- (d) Many employers don’t yet realise the difficulties people are going to have in getting to and from work. This week I heard of two people – one of whom fears losing his job and another who has turned work down because the new timetables will prevent her accepting. What mitigation can you offer to people like this?
- (e) Why have no studies been done of the effect on other departmental budgets? For example the cost to Social Services of residential care if some elderly people cannot continue to live independently because they can’t get to the doctor or to the shops?
- (f) For Askrigg, it is proposed to cut the present 5 buses each way each day to just 3. The first bus will not reach Hawes until after the doctors’ surgery closes and, in the other direction, we will have only 2 hours 7 minutes to shop in Northallerton, our County Town – with a 3-bus journey to get here.

- (g) Which bus connections will be lost with the new timetables?
- (h) Accepting that cuts must be made I ask you to take the opportunity to separate the planned financial decision from the way in which cuts are to be implemented, especially on the least frequent services. Thank you."

In response, County Councillor Chris Metcalfe said

"Thank you for your question. There is a tremendous amount of detail in there and it is very well considered. I have to say that the points you have raised this morning are very similar to the points you raised when you came to the Overview and Scrutiny Committee meeting and you addressed the Overview and Scrutiny Committee, I think during December. With regard to the points you make, they are all extremely well considered and, because of the issues you raised, the Overview and Scrutiny Committee did agree to set up a task and finish group. I think I need to say that, sadly, we don't have the luxury of maintaining the status quo in services – and I think you accept that. The challenge is to find an alternative way of delivering those services – and I think you accept that as, if I recall your contribution, that was one of the challenges you set us. Clearly the Overview and Scrutiny Committee rose to that challenge and have agreed to set up a task and finish group to understand the needs of our customers going forward. I think that what you are asking from us today is to look at the findings of what those customer needs are and to try to find other transport solutions. The reality is that those solutions will have to be at a reduced cost to us. I am sure that the Chairman of the Overview and Scrutiny Committee has heard your suggestions coming forward and I am sure that that group will wish to engage with you to see how you can offer that help and support. With regards to your particular issue that affects you particularly in the dale, officers and I listened to you on the call-in day and I have had a conversation with officers and they have reassured me that they are re-negotiating with our contractors to get the best possible timetable that will meet the needs of your local community. So you were not a voice in the wilderness – we have listened and we will strive to find a solution with regards to the services you referred to in the dale. The wider issue, the task and finish group will pick up.

As a supplementary question Ruth Annison asked:

"What are the terms of reference of the working party and when will it report?"

In response, County Councillor Chris Metcalfe said:

"I have seen the terms of reference, but they are at the behest of the Chairman of the Overview and Scrutiny Committee and I believe he can respond on that when he speaks later in the Council meeting today.

Sheila Simms had given notice of the following question, but could not attend the meeting.

"Whilst we all live in hope there are times when one has to be a realist – and this is just such a time. Despite all our suggestions and objections the cuts are going to be made, so I see no sense in going over what has already been said.

What I would like to know is how the concessionary bus passes work. Is the bus operator given a set fee per card used (whatever length the journey made) or is he given a percentage of the total fare which would have been charged for each journey?

I would also like to know just how much this 'consultation' has cost being mindful of how much has been printed for each meeting, how many councillors have attended (for which they will no doubt be paid), how much has been claimed in mileage allowances, use of rooms, secretarial assistance, refreshments etc. Considering what a waste of time it has all been I do wonder if the money could have been better spent on going towards keeping the existing services.

I feel local government should be about local people not simply rubber stamping national government proposals. Local democracy hardly exists when arguments are dismissed because they don't fit in with political party lines dictated from above.

I don't belong to any political party but I do care about the people who will suffer as a direct result of these cuts – the elderly, disabled, poor, unemployed, youngsters in the Dales. I also dislike being used as a scapegoat for the cuts because I have a bus pass. The message has not gone unnoticed that it is somehow our fault.”

In response, County Councillor Chris Metcalfe said:

“Mrs Simms raises two questions. One is relating to concessionary fares. The answer is that operators are reimbursed on the basis that they are no better and no worse off as a result of the scheme. The DfT has issued guidance on how operators should be fairly reimbursed and we now follow that guidance. Whilst the amount of reimbursement varies slightly for each operator, the average cost of a journey using a concessionary pass is £1.08p to the Council. The cost of the consultation – we made full use of internet systems to minimise the cost, however, providing paper copies of the consultation, on request, to individuals, cost £2664. The cost of the Scrutiny Committee on 7 February, taking into account mileage payments, printing, postage etc was £702. That excludes the officer time that was taken up. There was a range of officers who had to service that meeting. I do not have a cost for that, but the physical cost was £702 for that meeting to be convened. I think that responds to the question. Some other points were made, but I do not wish to respond as the questioner is not here.”

Report of the Executive

Council Plan

The recommendations in paragraph 1 of the report (page 5154) were moved and seconded.

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved -

36. That the draft Council Plan, attached as Appendix 1A to the report, is approved.

That the Chief Executive is authorised to make any necessary changes to the text, including reflecting decisions made by the County Council on the Medium Term Financial Strategy and updated performance data.

Revenue Budget 2014/15 and Medium Term Financial Strategy

In moving the recommendations on the budget, the Leader informed Members of the Council of recent guidance issued by DCLG to the effect that all decisions on the budget should be made by a vote by name. Whilst he believed that it was for Members of the Council to determine how its decisions were made, he urged Members to follow the DCLG guidance. More than 20 Members of the Council stood in their places to require votes by name on all decisions on this item.

The recommendations in paragraph 2 of the report (pages 5156-5158) were moved and seconded, subject to the deletion of recommendation e).

It was moved and seconded as an amendment that recommendations b), c) and d) be amended to read as follows:

- b) That, in accordance with Section 42A of the Local Government Finance Act 1992 (as amended by Section 75 of The Localism Act 2011), a net Council Tax requirement for 2014/15 of £228,665k is approved and that a Council Tax precept of this sum be issued to billing authorities in North Yorkshire (paragraphs 11.2 to 11.4 and Appendix E of the report to the Executive).
- c) That, in accordance with Section 42B of the Local Government Finance Act 1992 (as amended by Section 75 of The Localism Act 2011) a basic amount (Band D equivalent) of Council Tax of £1,057.48 is approved (paragraphs 11.2 to 11.4 and Appendix E of the report to the Executive) and the Council Tax Freeze is accepted.
- d) That a net Revenue Budget for 2014/15 of £368,448k is approved and that the financial allocations to each Directorate, net of planned savings, be as detailed in Appendix D Sheet 1 of the report to the Executive.

And that the appropriate changes be made to the following Appendices:-

Appendix B

Appendix C

Appendix D Sheet1

Appendix D Sheet 2

Appendix E

The Council divided on the amendment and, on a vote by name there were:

For the amendment: County Councillors Lindsay Burr, Margaret-Ann de Courcey-Bayley, Polly English, Andrew Goss, Bryn Griffiths, Bill Hoult, Anne Jones and Elizabeth Shields.

Against the amendment: County Councillors Margaret Atkinson, Andrew Backhouse, Robert Baker, Arthur Barker, Philip Barrett, Derek Bastiman, Bernard Bateman MBE, David Billing, John Blackburn, John Blackie, David Blades, Eric Broadbent, Jean Butterfield, Liz Casling, David Chance, Jim Clark, John Clark, Richard Cooper, Sam Cross, Gareth Dadd, , John Ennis, John Fort BEM, Helen Grant, Tony Hall, Michael Harrison, Roger Harrison-Topham, Michael Heseltine, Robert Heseltine, Peter Horton, David Jeffels, Mike Jordan, Andrew Lee, Carl Les, Cliff Lunn, Don Mackenzie, Penny Marsden, Brian Marshall, Shelagh Marshall, John McCartney, Chris Metcalfe, Heather Moorhouse, Patrick Mulligan, Robert Packham, Stuart Parsons, Caroline Patmore, Chris Pearson, Joe Plant, Tony Randerson, John Ritchie, Janet Sanderson, John Savage, David Simister, Peter Sowray, Tim Swales, Helen Swiers, Cliff Trotter, John Weighell, Richard Welch, James Windass and Clare Wood.

Abstentions: None.

and the amendment was declared lost.

The Council divided on the motion and, on a vote by name there were:

For the motion: County Councillors Margaret Atkinson, Andrew Backhouse, Robert Baker, Arthur Barker, Philip Barrett, Derek Bastiman, Bernard Bateman MBE, David Billing, John Blackburn, John Blackie, David Blades, Eric Broadbent, Jean Butterfield, Liz Casling, David Chance, Jim Clark, Richard Cooper, Gareth Dadd, John Ennis, John Fort BEM, Tony Hall, Michael Harrison, Roger Harrison-Topham, Michael Heseltine, Robert Heseltine, Peter Horton, David Jeffels, Mike Jordan, Andrew Lee, Carl Les, Cliff Lunn, Don Mackenzie, Penny Marsden, Brian Marshall, Shelagh Marshall, John McCartney, Chris Metcalfe, Heather Moorhouse, Patrick Mulligan, Robert Packham, Caroline Patmore, Chris Pearson, Joe Plant, Tony Randerson, John Ritchie, Janet Sanderson, Peter Sowray, Tim Swales, Helen Swiers, Cliff Trotter, John Weighell, Richard Welch, James Windass and Clare Wood.

Against the motion: County Councillors Lindsay Burr, Margaret-Ann de Coursey-Bayley, Polly English, Andrew Goss, Helen Grant, Bryn Griffiths, Bill Hoults, Anne Jones, Stuart Parsons and Elizabeth Shields.

Abstentions: County Councillors John Clark, Sam Cross, John Savage and David Simister.

and the motion was declared carried.

Resolved -

- 37.**
- (a) that the Section 25 assurance statement provided by the Corporate Director, Strategic Resources regarding the robustness of the estimates and the adequacy of the reserves (paragraph 13.22 of the report to the Executive) and the risk assessment of the MTFS detailed in Section 12 of that report are noted.
 - b) That, in accordance with Section 42A of the Local Government Finance Act 1992 (as amended by Section 75 of The Localism Act 2011), a net Council Tax requirement for 2014/15 of £233,216k is approved and that a Council Tax precept of this sum be issued to billing authorities in North Yorkshire (paragraphs 11.2 to 11.4 and Appendix E of the report to the Executive).
 - c) That, in accordance with Section 42B of the Local Government Finance Act 1992 (as amended by Section 75 of The Localism Act 2011) a basic amount (Band D equivalent) of Council Tax of £1,078.52 is approved (paragraphs 11.2 to 11.4 and Appendix E of the report to the Executive).
 - d) That a net Revenue Budget for 2014/15 of £372,999k is approved and that the financial allocations to each Directorate, net of planned savings, be as detailed in Appendix D Sheet 1 of the report to the Executive.
 - e) That £5.0m is earmarked in the 2014/15 Revenue Budget for further investment in highway condition, such spending being subject to a further approval from the Executive following exploration of matched funding opportunities with government (paragraphs 5.2 to 5.3 of the report to the Executive).

- f) That the Corporate Director – Children and Young People’s Service is authorised, in consultation with the Executive Member for Schools, to take the final decision on the allocation of the Schools Block (paragraph 10.14 of the report to the Executive).
- g) That £12.8m is earmarked from the Pending Issues Provision and delegated to the Chief Executive in consultation with the Corporate Director, Strategic Resources, the Leader of the Council and the Executive Member for Finance to deliver the 2020 North Yorkshire Programme in line with paragraph 10.6 of the report to the Executive.
- h) That the Medium Term Financial Strategy for 2015/16, and its caveats, as laid out in Section 4 and Appendix D Sheet 2 of the report to the Executive is approved.
- i) That the Corporate Director – Business & Environmental Services is authorised, in consultation with the Executive Members for BES to initiate the following :-
- i. Review the provision of household waste recycling centres across the County (Appendix J Sheet 1 (BES 8) of the report to the Executive).
 - ii. Review the existing subsidy to local bus services as part of a wider review of accessibility (Appendix J Sheet 1 (BES 13) of the report to the Executive).
- j) That the Corporate Director – Health and Adult Services is authorised, in consultation with the Executive Members for HAS, to initiate the following:-
- i. Carry out a review of the Council’s elderly person’s homes and extra care rollout on a locality basis and to initiate any necessary consultation with partners, stakeholders and service users about future options (Appendix J Sheet 4 (HAS 6) of the report to the Executive).
 - ii. Jointly review with the NHS the Council’s strategies for supported living for older people and people with learning disabilities, mental health problems and physical disabilities and to initiate consultations with partners, stakeholder and service users about future options (Appendix J Sheet 4 (HAS 7) of the report to the Executive).
- k) That the Corporate Director – Children and Young People’s Services is authorised, in consultation with the Executive Members for CYPS, to initiate the following:-
- i. Commence a review of Preventative Services including configuration of children’s centres and youth facilities as part of the development of integrated 0-19 area teams (Appendix J Sheet 2 (CYPS 1) of the report to the Executive).
 - ii. Further review the provision of discretionary home to school transport arrangements including post 16 (Appendix J Sheet 2 (CYPS 5) of the report to the Executive).
 - iii. Commence a review of delivery arrangements for services to disabled children and their families including the provision of short breaks (Appendix J Sheet 2 (CYPS 8) of the report to the Executive).

- iv. Progress final recommendations relating to the Commissioning and Governance of School Improvement arising from the North Yorkshire Commission for School Improvement ((Appendix J Sheet 2 (CYPS 3) of the report to the Executive).
- v. Review the current financial framework for fostering allowances and arrangements for in-house residential care provision (Appendix J Sheet 2 (CYPS 7) of the report to the Executive).
- l) That the Chief Executive, in consultation with the Executive Member for Libraries, initiate a fundamental review of library services in consultation with the community in advance of a statutory consultation following the outcome of the review (Appendix J Sheet 2 (CS1) of the report to the Executive).
- m) That any outcomes requiring changes following Recommendations i), j), k) and l) above be brought back to the Executive to consider and, where changes are recommended to the existing major policy framework, then such matters to be considered by full County Council.
- n) That the arrangements under which additional funds are allocated each year in respect of Adult Social Care and the Waste Strategy are approved and continue to be reviewed at least annually (paragraphs 10.6 to 10.8 of the report to the Executive).
- o) That the policy target for the minimum level of the General Working Balance is supplemented with a cash target of £20m for up to, and including, 2015/16 in line with paragraphs 13.16 to 13.20 of the report to the Executive.
- p) That the attached pay policy statement (Appendix F of the report to the Executive) covering the period 1 April 2014 to 31 March 2015 (paragraphs 11.13 to 11.17 of the report to the Executive) is approved.

That the delegation arrangements referred to in Section 14 of the report to the Executive, that authorise the Corporate Directors to implement the Budget proposals contained in this report for their respective service areas and for the Chief Executive in those areas where there are cross-Council proposals, are noted.

Capital Plan

The recommendation in paragraph 3 of the report (page 5159) was moved and seconded.

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved -

38. That the Q3 2013/14 Capital Plan, as summarised in Appendices 3A to 3E to the report, is approved.

Treasury Management

The recommendations in paragraph 4 of the report (pages 5159-5160) were moved and seconded.

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved –

- 39.** (a) That the Treasury Management Policy Statement as attached as Appendix 4A to the report, is approved.
- (b) That the Annual Treasury Management and Investment Strategy for 2014/15 as detailed in Appendix 4B and, in particular, the following are approved:
- (i) an authorised limit for external debt of £445.0m in 2014/15
 - (ii) an operational boundary for external debt of £425.0m in 2014/15
 - (iii) a borrowing limit on fixed interest rate exposure of 60% to 100% of outstanding principal sums and a limit on variable interest rate exposure of 0% to 40% of outstanding principal sums
 - (iv) borrowing from the money market for capital purposes is to be limited to 30% of external debt outstanding at any one point in time
 - (v) an investment limit on fixed interest rate exposure of 0% to 30% of outstanding principal sums and a limit on variable interest rate exposure of 70% to 100% of outstanding principal sums
 - (vi) (vi) a limit of £20m of the total cash sums available for investment (both in house and externally managed) to be invested in Non Specified Investments over 364 days
 - (vii) a 10% cap on capital financing costs as a proportion of the annual Net Revenue Budget
 - (viii) a Minimum Revenue Provision (MRP) policy for debt repayment to be charged to Revenue in 2014/15 as set out in Section 11 of Appendix B.
 - (ix) the Corporate Director – Strategic Resources to report to the County Council if and when necessary during the year on any changes to this Strategy arising from the use of operational leasing, PFI or other innovative methods of funding not previously approved by the County Council
- (c) That the Audit Committee is invited to review Appendices 4A and 4B of the report and submit any proposals to the Executive for consideration at the earliest opportunity.

Revision of Prudential Indicators

The recommendations in paragraph 5 of the report (page 5161) were moved and seconded.

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved –

- 40.** (i) That the updated Prudential Indicators for 2014/15 to 2016/17 as set out in Appendix 5A are approved.
- (ii) That Authorised Limit for External Debt of £445.0m in 2014.15 under Section 3 (1) of the Local Government Act 2003 is approved.

Schools Admissions Arrangements 2015/16

The recommendations in paragraph 6 of the report (page 5164) were moved and seconded.

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved –

- 41.** That the proposed Admission Arrangements be approved which include:
- i) the proposed admission policy for community and voluntary controlled schools; and
 - ii) the proposed admission policy for nursery schools, schools with nursery and pre-reception classes, appendices 6(1) & 6(2).

 - the proposed published admission numbers [PAN's] for community and voluntary controlled schools as shown in appendices 6(4) [primary] and 6(5) [secondary] and note the limits for voluntary aided, foundation and trust schools and academies.

 - the proposed co-ordinated admission arrangements which include in-year co-ordination, the In Year Fair Access Protocol, Managed Moves Protocol and Primary Fresh Starts Policy (appendices 6(3), 6(3a), 6(3b) and 6(3c)).

Housing Waste Recycling Centre Savings - Consultation

The recommendations in paragraph 7 of the report (page 5168) were moved and seconded.

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved –

42. That HWRC Policies 13, 19 and 20 are amended, to read:

Policy 13 - North Yorkshire County Council will provide facilities at all HWRCs, where space allows, for green waste to be separated for composting and for timber, metals, paper and cardboard to be collected for recycling or recovery.

Policy 19 - North Yorkshire County Council may provide a service for soil, rubble and plasterboard disposal provided that HWRC operating contractors agree to receive these wastes at no costs to the County Council.

Policy 20 - North Yorkshire County Council will allow its HWRC contractors to recover costs for the disposal of soil, rubble and plasterboard by making a charge.

Appointments to Committees and Outside Bodies

The recommendation in paragraph 8 of the report (page 5169) having been moved and seconded, the Council was informed of a number of additional nominations.

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved –

43. That the establishment of a Yorkshire and Humber Joint Scrutiny of Health Committee with one representative from North Yorkshire County Council is approved and County Councillor Jim Clark is appointed to that Joint Committee.

Report of the Audit Committee

Terms of Reference for the Audit Committee

The recommendation in paragraph 1 of the report (pages 5579) was moved and seconded:-

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved -

44. That the following changes be made to the Terms of Reference for the Audit Committee:-

- (a) The revision of the reference from “to approve changes in accounting policy” to “to review changes in accounting policy”, as set out in paragraph 4 of Appendix A to this report.
- (b) The inclusion of text, as set out in paragraph 9 of Appendix A to this report, and the subsequent deletion in paragraph 1 of Appendix A.

Report of the Independent Panel on Members’ Remuneration

The recommendation in paragraph 1 of the report (page 5585) was moved and seconded, subject to recommendation a) being amended to read: “a) a Scheme of Allowances for 2014/15 as approved for 2013/14.”

The Council divided and, on a show of hands, the amendment was declared carried, with none against and no abstentions.

It was moved and seconded as an amendment that the following words be added to the motion: “subject to the Basic Allowance and Special Responsibility Allowance being reduced by 13%.”

The Council divided and, on a show of hands, the amendment was declared lost, with four for the amendment; more against and one abstention.

The Council divided and, on a show of hands, the motion, as amended, was declared carried, with four against and one abstention.

Resolved -

45. That the County Council approves:

- (a) a Scheme of Allowances for 2014/15 as approved for 2013/14
- (b) a Scheme of Approved Duties (as attached at **Annex 2 Appendix 1**) for 2014/15
- (c) a further review of SRAs in advance of the Panel’s work in relation to 2015/16
- (d) an update to the Notes of Guidance for County Councillors on the Members’ Allowances Scheme to strengthen the areas mentioned at paragraph 3.3v.

Report of the Chief Executive

Appointment of Monitoring Officer

The recommendation in paragraph 1 of the report (page 5609) was moved and seconded:-

The Council divided and, on a show of hands, the motion was declared carried, with none against and no abstentions.

Resolved -

46. That Barry Khan is designated as Monitoring Officer from 7 April 2014.

That Catriona Gatrell (Legal Manager Corporate Services) is designated as the Authority's Monitoring Officer during the interim period between 1 April 2014 and 7 April 2014.

Statements of Executive Members and Chairmen of Overview and Scrutiny Committees

County Councillor Arthur Barker, the Executive Member for schools, 16-19 year old education and early years' provision made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5611-5614) and responded to questions.

County Councillor Clare Wood, the Executive Member for adult social care and health integration made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5615-5616) and responded to questions.

County Councillor Gareth Dadd, the Executive Member for highways and planning services made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5617-5618) and responded to questions.

County Councillor Chris Metcalfe, the Executive Member for rural services, waste disposal, public passenger transport, trading standards, economic development and library services presented a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5619-5623) and responded to a question.

County Councillor Don MacKenzie, the Executive Member for public health and prevention made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5625-5626) and responded to questions.

County Councillor Carl Les, the Executive Member for central and financial services including assets, IT and procurement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5627-5629) and responded to questions.

County Councillor Tony Hall, the Executive Member for children's services, special education needs youth justice, youth service and adult learning made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 5631-5647), together with the report for 2013/14 from the Young People's Champion, County Councillor Janet Sanderson, and responded to questions.

The written statements of the Chairmen of the Scrutiny Board and the Overview and Scrutiny Committees (pages 5649-5662) having previously been circulated, the Chairmen of the Transport, Economy and the Environment Overview and Scrutiny Committee; the Scrutiny of Health Committee; and the Young People's Overview and Scrutiny Committee responded to questions.

Council Procedure Rule 10 Questions

There were no Council Procedure Rule 10 questions.

Motion – Blacklisting (Post-Crossrail)

County Councillor Tony Randerson moved and County Councillor Eric Broadbent seconded

“North Yorkshire County Council: –

Notes and welcomes campaigning by Trade Unions to end the scandalous practice of "Blacklisting".

North Yorkshire County Council shares concerns of Unite the Union, with regard to the potential for the continuation of "Blacklisting" activity within the construction industry.

North Yorkshire County Council notes the damning findings of the interim report of the Scottish Affairs Select Committee.

It be agreed that the Council will ensure its procurement processes, so far as they lawfully can, will ensure proper recruitment and workforce welfare practices on the part of contractors they engage, and in relation to the selection of contractors, the Council will aim to ensure any instances where contractors may have committed grave misconduct of this nature are identified and properly taken into account during the assessment of suitability to undertake Council contracts".

The motion was referred to the Executive for consideration and report back to the Council.

Motion – Proposition: To create a Unitary Authority in North Yorkshire

County Councillor David Simister moved and County Councillor John Clark seconded:

“North Yorkshire County Council:

That North Yorkshire County Council initiates talks with the District and Borough Councils of Harrogate, Scarborough, Selby, Ryedale, Craven, Hambleton and Richmond, to create a Unitary Authority of North Yorkshire; to open dialogue with Secretary of State for Communities and Local Government, Eric Pickles, and the District Councils to facilitate a new authority.

In these austere times, this is the only way we can make true savings for the electorate in the future and maintain frontline services.”

The motion was referred to the Executive for consideration and report back to the Council.

The meeting concluded at 15.15