



## NORTH YORKSHIRE COUNTY COUNCIL

Minutes of the meeting of the County Council held at the Civic Centre Hambleton District Council, Northallerton on 9 November 2016, commencing at 10.30am

### PRESENT:-

County Councillor Val Arnold in the Chair.

County Councillors Andrew Backhouse, Robert Baker, Arthur Barker, Derek Bastiman, Bernard Bateman MBE, David Billing, John Blackie, David Blades, Eric Broadbent, Lindsay Burr, Jean Butterfield, David Chance, Jim Clark, John Clark, Richard Cooper, Sam Cross, Gareth Dadd, Margaret-Ann de Courcey-Bayley, Caroline Dickinson, John Ennis, Andrew Goss, Bryn Griffiths, Michael Harrison, Roger Harrison-Topham, Michael Heseltine, Robert Heseltine, Peter Horton, Bill Hout, David Ireton, David Jeffels, Janet Jefferson, Anne Jones, Mike Jordan, Andrew Lee, Carl Les, Cliff Lunn, Don Mackenzie, Brian Marshall, Shelagh Marshall OBE, Chris Metcalfe, Heather Moorhouse, Patrick Mulligan, Bob Packham, Caroline Patmore, John Ritchie, Janet Sanderson, Elizabeth Shields, David Simister, Andy Solloway, Peter Sowray, Tim Swales, Helen Swiers, Cliff Trotter, John Weighell OBE, Robert Windass and Clare Wood.

### MINUTES

It was moved and seconded that the Minutes of the Annual General Meeting of the County Council held on Wednesday, 20 July 2016, having been printed and circulated, are taken as read and are confirmed and signed by the Chairman as a correct record.

**The vote was taken and, on a show of hands, the motion was declared carried with none against and no abstentions.**

### Resolved -

**125.** That the Minutes of the Annual General meeting of the County Council held on Wednesday, 20 July 2016, having been printed and circulated, are taken as read and are confirmed and signed by the Chairman as a correct record.

### Chairman's Announcements

The Chairman recorded thanks to Hambleton District Council for use of their Council Chamber and she advised Members of the death of former County Councillor Frank Wiggle who had represented Malton Division from 1977 to 1981. Members stood in silence in his memory.

### Statement by the Leader of the Council

County Councillor Carl Les 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 appear in the Minute Book (pages 8399 to 8400). County Councillor Carl Les then responded to various questions.

### Public Questions or Statements

No notice had been received of questions or statements from the public.

### Report of the Executive

#### Revenue Budget 2016/17

The recommendation in paragraph 1 of the report (page 8402) was moved and seconded.

**The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.**

**Resolved –**

**125.** That County Council approve that £212k be earmarked for BES development initiatives, detailed in **paragraph 5.2.1 Annex 1** pages 8407 to 8408.

### Prudential Indicators

The recommendation in paragraph 2 of the report (page 8402) was moved and seconded.

**The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.**

**Resolved –**

**126.** That County Council approve the revised Prudential Indicators for the period 2016/17 to 2018/19 as set out in Appendix A, Annex 2, pages 8449 to 8461.

### Constitution Amendments 2016

The recommendations in paragraph 3 of the report pages 8403 to 8404 were moved and seconded.

**The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.**

#### Resolved –

**127.** That, the proposed amendments to the Constitution as set out in the Amendments Chart at **Appendix 1, Annex 3 pages 8467 to 8476** are approved.

That, Council approve that all commons registration functions under Part 1 of the Commons Act 2006 and associated legislation are delegated to the Corporate Director Business and Environmental Services with power for him to refer such matters to the Planning and Regulatory Functions Sub-Committee for determination where, after consultation with any standing Chair of the Sub-Committee or, if none or unavailable, the Chair of the Planning and Regulatory Functions Committee, the Corporate Director Business and Environmental Services deems this to be appropriate.

That, the proposed amendments to the Planning and Regulatory Functions Committee and Sub-Committee Terms of Reference as set out at **Appendix 2 Annex 3 pages 8475 and 8476** are approved.

That, the proposed amendments to the Officers' Scheme of Delegation as set out at **Appendix 3 Annex 3 pages 8477 to 8482** are approved.

### Appointment of External Auditors

The recommendation in paragraph 4 of the report page 8404 was moved and seconded.

**The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.**

#### Resolved –

**128.** That the County Council opt into a sector led body for the appointment of external Auditors when the current transitional arrangements expire, subject to satisfactory proposals by the Local Government Association as determined by the Corporate Director, Strategic Resources in consultation with the Assistant Chief Executive, Legal and Democratic Services and the Chair of the Audit Committee.

### Appointments to Committees and Outside Bodies

The recommendations in paragraph 5 of the report pages 8404 to 8405 and the addendum circulated at the meeting were moved and seconded.

**The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.**

#### Resolved –

**129. (a) Health and Wellbeing Board**

That Gill Collinson is appointed in place of Debbie Newton as substitute for Janet Probert - representing NHS Hambleton, Richmondshire and Whitby CCG.

That Ros Tolcher, Chief Executive of Harrogate and District Foundation Trust, is appointed as the provider representative and that Patrick Crowley, Chief Executive of York Teaching Hospital NHS Foundation Trust, is appointed as the designated substitute for Ros Tolcher.

**(b) Yorkshire Dales National Park Authority**

That County Councillor John Fort BEM is nominated to fill the vacancy on the Yorkshire Dales National Park Authority until the County Council election in May 2017, following the resignation of County Councillor Shelagh Marshall OBE.

**(c) Standards Committee**

That County Councillor Tony Randerson is appointed to the vacant seat until the County Council election in May 2017

**Scrutiny Board Chairman**

To remain vacant until the County Council election in May 2017.

**Young People's Champion**

To remain vacant until the County Council election in May 2017.

### Report and recommendations of the Audit Committee

The recommendation in paragraph 1 at page 8491 was moved and seconded.

**The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.**

#### Resolved –

**130.** That the County Council note the Annual Report of the Audit Committee as set out at pages 8493 to 8500.

### **Report and recommendations of the Standards Committee**

The recommendation at page 8501 was moved and seconded.

**The vote was taken and, on a show of hands, the motion was declared carried, with none against and no abstentions.**

#### **Resolved –**

**131.** That the County Council note the Annual Report of the Standards Committee as set out at pages 8503 to 8505,

### **Statements of Executive Members and Chairmen of Overview and Scrutiny Committees**

County Councillor Don Mackenzie, the Executive Member for Highways, road safety, access to the countryside (including Broadband, mobile phone coverage) public transport made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 8507- 8508) and responded to questions.

County Councillor Chris Metcalfe, the Executive Member for Waste Services, Library and Information Services, economic development, rail strategy, trading standards, made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 8509 - 8514) and responded to questions.

County Councillor Gareth Dadd, the Executive Member for Central Services specifically Finance and HR issues made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 8515 - 8518) and responded to questions.

**County Councillor Lindsey Burr MBE declared an interest as she works with apprentices.**

County Councillor Arthur Barker, the Executive Member for Children and Young People's Services responsibilities for schools and early years made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 8519 - 8522) 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 8523 - 8524) and responded to questions.

County Councillor David Chance, the Executive Member for Stronger Communities, public health, Legal and Democratic Services and the role of area committees made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 8525 – 8530) and responded to questions.

County Councillor Janet Sanderson, the Executive Member for Children and Young People's Services with responsibility for fostering and adoption, children's social care 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 8531 - 8534) and responded to a question.

The written statements of the Chairmen of the Scrutiny Board and the Overview and Scrutiny Committees (pages 8535 - 8554) having previously been circulated, were noted.

### **Council Procedure Rule 10 Questions**

There were no Council Procedure Rule 10 questions.

#### **Motion 1**

#### **Review of NHS acute services across the Tees Valley, South Durham and the northern part of North Yorkshire.**

County Councillor Carl Les moved and County Councillor John Blackie seconded the following motion:

"North Yorkshire County Council notes that:

NHS acute services across the Tees Valley, South Durham and the northern part of North Yorkshire are currently being reviewed as part of "The Better Health Programme". The Review includes:

- 24 / 7 Accident and Emergency (A&E) services
- 24 / 7 Consultant-led Maternity services
- 24 / 7 Consultant-led Paediatric services

These services are accessed at the Darlington Memorial Hospital by North Yorkshire residents in the north of the County, and the 24 / 7 Consultant-led maternity and paediatric services at the hospital were specifically committed by the NHS as an important alternative provision when the similar services were downgraded at The Friarage Hospital in 2014.

North Yorkshire County Council:

- calls upon the Better Health Programme review to take into account the needs of its residents and communities, many of them rural in nature, that rely upon these critical care services remaining at the Darlington Memorial Hospital
- and expects the review to honour the commitment to maintain them at the Darlington Memorial Hospital in line with the assurances given to residents in the County during the review of services provided at the Friarage Hospital in 2014."

**The vote was taken and, on a show of hands, the motion was declared carried with none against and one abstention.**

## **Motion 2 Boundary Changes**

County Councillor Richard Cooper moved and County Councillor Robert Windass seconded the following motion:

"North Yorkshire County Council notes that:

North Yorkshire County Council welcomes the government's initiative to reduce the cost of Parliament whilst ensuring fairness of representation across the UK. It is important that the current arrangements for constituency boundaries in North Yorkshire be maintained as these present boundaries reflect strong community identities, effective transport links, recognised school catchment areas and important topographical features such as rivers, moors and hills.

North Yorkshire County Council:

- calls on the Boundary Commission to recognise the important influence of on strong community identities, effective transport links, recognised school catchment areas and important topographical features such as rivers, moors and hills on boundaries and maintain the present ones."

**The vote was taken and, on a show of hands, the motion was declared carried with none against and no abstentions.**

## **Motion 3 Educational Attainment and Grammar Schools**

In the absence of County Councillor Steve Shaw-Wright, County Councillor Eric Broadbent moved and County Councillor John Ritchie seconded the following motion:

"North Yorkshire County Council notes that:

The Government has failed to provide any evidence that grammar schools are the solution to improve the education for the majority of children. Neither is there any evidence that grammar schools provide a route for poor, academically able children to achieve better life chances. Existing evidence does, however, show that pupil selection discriminates against the poorest children. This policy will not benefit the majority of children, but will benefit a chosen few, mainly from wealthier families. Evidence shows pupil selection lowers the attainment of the children who do not get into grammar schools. Nor will this policy improve parental choice, because it won't give the majority of parents any more choice than they have already. Further selection will do nothing to stop 'selection by house price', nor will it eradicate child poverty. Grammar schools have never been a vehicle for social mobility.

North Yorkshire County Council:

- calls on the Government to recognise that this is a total distraction from addressing the most pressing crises facing schools – the shortage of school places, recruiting enough qualified teachers, and cuts to school budgets."

**County Councillor Andy Solloway declared a disclosable pecuniary interest in the Motion as he coaches pupils taking the 11+ and he absented himself from the debate. County Councillor Lindsey Burr MBE also declared an interest as she works with schools and post 16s.**

An amendment to the motion was moved by County Councillor Arthur Barker and seconded by County Councillor Janet Sanderson as follows:

To delete the original wording and replace it with the following:

“The Council welcomes the Government’s commitment to addressing issues of poor educational attainment and lack of social mobility in certain areas and parts of society.

North Yorkshire County Council:

- Calls on Government to pursue these aspirations through existing policies to ensure all schools are good or outstanding and through the recently announced Opportunity Areas, other than the creation of new grammar schools or further increasing academic selection. The focus should be on addressing the most pressing issues facing schools – the provision of primary school places, recruiting enough qualified teachers, addressing pressures on nursery schools and schools’ budgets, through fairer funding for rural areas.”

**County Councillor Eric Broadbent, as the original mover of the motion, accepted the amendment and the vote was taken on the amended motion, and on a show of hands, the motion was declared carried, with none against and four abstentions.**

#### **Motion 4 Threats to Pharmacies**

County Councillor David Billing moved and County Councillor Eric Broadbent seconded the following motion:

"North Yorkshire County Council notes that:

North Yorkshire County Council notes that 121 Pharmacies in North Yorkshire offer a range of services such as dispensing prescriptions, disposal of unwanted medicines and supporting self-care. Pharmacies play an important role in promoting wellbeing such as healthy eating, smoking cessation, exercise, flu vaccination, sexual health, falls supervised consumption and more. Advice and support services are also available to care homes

North Yorkshire County Council is greatly concerned about Government imposed threats to pharmacies as a result of cuts in the budget of £170m nationally to take effect from October 2016. This is a 6% cut in cash terms but could effectively mean a cut of 12% during the financial year which could potentially close up to a quarter of pharmacies, with an increased focus on warehousing dispensary and online services. Service cuts in pharmacies put more residents at risk as well as putting pressure on GPs and on hospital services and therefore increasing NHS costs. A fully funded community pharmacy service is cost effective and is in the interest of patients and carers.

North Yorkshire County Council:

- agrees to write to the Secretary of State for Health, NHS England and Hambleton, Richmondshire and Whitby, Harrogate and Scarborough and Ryedale Clinical Commissioning Group detailing the concerns and demanding an immediate reversal of these proposals.”



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**The vote was taken and, on a show of hands, the motion was declared carried with none against and no abstentions.**

Meeting closed at 12.57