



NORTH YORKSHIRE COUNTY COUNCIL

Minutes of the Meeting of the County Council held at County Hall, Northallerton on 14 November 2018, commencing at 10.30 am

PRESENT:-

County Councillor Robert Windass in the Chair.

County Councillors Val Arnold, Karl Arthur, Andrew Backhouse, Bob Baker, Philip Barrett, Derek Bastiman, John Blackie, Philip Broadbank, Eric Broadbent, Lindsay Burr MBE, Michael Chambers MBE, David Chance, Jim Clark, Liz Colling, Gareth Dadd, Caroline Dickinson, Keane Duncan, John Ennis, David Goode, Caroline Goodrick, Bryn Griffiths, Michael Harrison, Paul Haslam, Robert Heseltine, Mel Hobson, David Hugill, David Ireton, David Jeffels, Janet Jefferson, Andrew Jenkinson, Mike Jordan, Andrew Lee, Carl Les, Stanley Lumley, Don Mackay, Don Mackenzie, John Mann, Stuart Martin MBE, John McCartney, Zoe Metcalfe, Heather Moorhouse, Patrick Mulligan, Richard Musgrave, Andy Paraskos, Stuart Parsons, Caroline Patmore, Chris Pearson, Clive Pearson, Joe Plant, Gillian Quinn, Tony Randerson, Janet Sanderson, Peter Sowray, Helen Swiers, Angus Thompson, Cliff Trotter, Callam Walsh, Geoff Webber, John Weighell OBE, Richard Welch, Greg White and Annabel Wilkinson.

APOLOGIES:-

County Councillors Margaret Atkinson, David Blades, Richard Cooper, Stephanie Duckett, Helen Grant, Cliff Lunn, Joe Plant, Karin Sedgwick, Andy Solloway and Roberta Swiers.

MINUTES

It was moved and seconded that the Minutes of the meeting of the County Council held on Wednesday, 18 July 2018, having been printed and circulated, subject to the following amendments, are confirmed and signed by the Chairman as a correct record.

County Councillor Caroline Goodrick asked that her non-attendance be noted in the apologies section of the Minutes for the last meeting.

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

Resolved -

57. That the Minutes of the Meeting of the County Council held on Wednesday, 18 July 2018, having been printed and circulated, subject to the stated amendment, are confirmed and signed by the Chairman as a correct record.

Chairman's Announcements

The Chairman welcomed the Honorary Aldermen who were in the public gallery. The Chairman informed of the election of County Councillor David Goode following the by-election for Knaresborough held on 16 August 2018. The Chairman informed of the appointment of on 6 November 2018 of Mrs Johanna Ropner as Lord-Lieutenant of North Yorkshire.

The Chairman acknowledged the death of former County Councillor Beth Graham. Beth was a County Councillor from 1973 to 2004 representing Settle. A minutes silence was held.

The Chairman also reminded Members of the usual arrangements for the meeting.

Statement by the Leader

County Councillor Carl Les made a statement, under Contract 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 10549 to 10550 of the Minute Book). County Councillor Carl Les corrected his statement, noting that it was indeed the 100th anniversary of the end of the First World War and not the 10th. County Councillor Carl Les then responded to various questions.

One of the questions related to the position of the Police and Crime Commissioner for North Yorkshire. County Councillor Patrick Mulligan left the room during the discussion.

Public Questions or Statements

Public Question 1 (pages 10551 to 10554 of the Minute Book)

Hello, my name is Alex Boyce and I am one of the organisers of the 'Save the Pupil Referral Service' Campaign. As you are aware, in an attempt to recoup the debt in the High Needs Budget, the council are proposing cuts of at least 50% across the 7 pupil referral units in North Yorkshire. This means they would either close completely or run with dangerously low staff numbers. I would like to give you a summary of some key documents surrounding the issue of exclusion as local people are confounded by the council's proposal:

Exclusions are increasing - The numbers of exclusions continues to increase. North Yorkshire's increase in exclusions is above both regional and national figures. Between the 2015/16 and 2016/17 academic years there was and [sic] increase in all fixed-term exclusions of 42%.¹

Nationally, there has been a "40% increase over the past three years"²

Mainstream schools cannot cater for some pupils and are excluding and off-rolling Children in care, children in need, children with special educational needs and disabilities (SEND) and children in poverty are all more likely to be excluded than their peers.²

An unfortunate and unintended consequence of the Government's strong focus on school standards has led to school environments and practices that have resulted in disadvantaged

¹ NYCC Strategic Plan for SEND Education Provision 0-25 at <https://www.northyorks.gov.uk/send-specialist-support-and-inclusion>

² House of Commons Education Committee Report "Forgotten children: alternative provision and the scandal of ever increasing exclusions" at <https://publications.parliament.uk/pa/cm201719/cmselect/cmeduc/342/342.pdf>

children being disproportionately excluded, which includes a curriculum with a lack of focus on developing pupils' social and economic capital.²

The rise in so called 'zero-tolerance' behaviour policies is creating school environments where pupils are punished and ultimately excluded for incidents that could and should be managed within the mainstream school environment²

But... North Yorkshire CC plans to stop schools excluding and to force schools to take responsibility for previously-excluded children there should be little, if any, need for a young person to be permanently excluded from school.¹ Schools will not refuse to admit a pupil who has been denied a place at that school at appeal, if the protocol identifies that school as the one to admit the child.³

If a Fair Access Panel does not make an offer of a school place, the Local Authority will identify a school/academy to admit the young person³ Where a Fair Access Panel judges that a child is not yet ready for mainstream provision, based on the information provided, they will allocate a school roll and will consider which provisions are appropriate. The school is responsible for securing appropriate full-time educational provision.³

North Yorkshire doesn't have a plan for Alternative Provision – it just expects them to appear and operate.

We will:

- *Revise the local alternative provision directory for schools*
- *Establish a provider forum chaired by the local authority to provide advice and guidance to alternative providers operating in North Yorkshire and surrounding area*
- *Establish a forum for alternative provision with neighbouring local authorities to ensure illegal schools can be identified quickly¹*

There is no mention of quality assurance of alternative provision in the NYCC Strategic Plan for SEND. But... AP does not work on market principles. It needs a clear plan.

Our research suggests that there is not a single "best model" for arranging local AP. Instead, our research has underscored the importance of having a clear strategic plan that articulates a shared understanding of the role of local AP.⁴

Local AP needs to be seen as system that has to be planned strategically, rather than as a traditional market. Indeed, our research suggests that, in certain important ways, AP does not operate like a traditional market.⁴

And... Alternative Provision is unregistered, unregulated and generally low quality

In a quarter of the schools surveyed, the curriculum for pupils who attended alternative provision on a part-time basis was too narrow.⁵

As I am sure you are aware, I have repeatedly expressed my concerns about the number of children disappearing from the formal system and into unregulated, unregistered provision. That includes much alternative provision (AP), which does not always have to be registered and therefore is subject

³ NYCC Draft Fair Access Protocol (Sep 2018) at

https://www.northyorks.gov.uk/sites/default/files/fileroot/About%20the%20council/Consultations/Admission_arrangements_2020-21/Appendix_4_-_proposed_in-year_fair_access_protocol.pdf

⁴ Alternative provision market analysis by ISOS Partnership for DFE (Oct 2018) at

<https://www.gov.uk/government/publications/alternative-provision-market-analysis>

⁵ Alternative provision: the findings from Ofsted's three-year survey of schools' use of off-site alternative

provision at <https://www.gov.uk/government/publications/alternative-school-provision-findings-of-a-three-year-survey>

to no independent scrutiny – despite the fact that a lot of AP caters for some of our most vulnerable children.⁶

The lack of information about where these children end up is perhaps my greatest concern as Chief Inspector.⁶

North Yorkshire wants local groups of schools to take responsibility for commissioning alternative provision. Local Area Inclusion Steering Groups will:

- Commission services and develop the alternative provision offer to meet identified needs within the locality and reduce exclusion, with the aim of a ‘no-exclusion’ approach in the area.¹
- Work to reduce the numbers of young people at risk of exclusion and poor attendance¹

But... school-led commissioning models are generally of poor quality. Schools do not always have the capacity and specialist knowledge to have full responsibility for the commissioning of long-term placements for pupils who will often have complex needs. A fragmented approach to commissioning responsibilities and a lack of oversight and scrutiny around decisions means that pupils are being left vulnerable to inappropriate placement decisions.²

Some schools were still not taking enough responsibility for ensuring the suitability of the placements they set up. A few of the schools in the survey placed pupils at an off-site provider without having visited first to check its safety and suitability. Some schools did not check for themselves that the relevant safety standards were met.⁵

AP provides for more than just those permanently excluded. These children have unmet needs and their numbers are growing. However, the AP population is made up of a greater number of students than those who are just permanently excluded.²

Most LAs use AP for a wide range of purposes, with the majority of LAs identifying multiple reasons why they would use AP. The most common reasons given were provision for excluded pupils (selected by 96% of LAs), provision for mental and physical health-related reasons (80%) and early, preventative support (78%)⁴

Many of these children are arriving in the AP sector with unidentified and unmet needs²

We expect the greatest increase in the areas of C&I (Communication and Interaction) and SEMH (Social Emotional and Mental Health)¹

There are increasing numbers of children with mental health needs in schools and alternative provision²

I am appealing to the council to oppose this proposal and re-consider both the speed and severity of the cuts. I would also appreciate the council's formal response to these questions:

- 1) Can the council explain how this proposal will remedy the problem of increasing exclusions in North Yorkshire?
- 2) Can the council provide a list of alternative provision centres available for September 2019 in North Yorkshire?
- 3) Can the council assure us that alternative provision will be as good as the education and support at PRUS which are rated Good or Outstanding?
- 4) Can the council guarantee that alternative providers will be assessed and monitored to ensure safe standards of care?

⁶ HHM Chief Inspector Amanda Spielman letter to the Public Accounts Committee (31 Oct 2018) at <https://www.gov.uk/government/publications/amanda-spielman-letter-to-the-public-accounts-committee>

- 5) Can the council provide any research they have completed into the anticipated costs of a new network of alternative provision in the county?
- 6) In the long term, does the council really believe handing over education to profit making providers will give the taxpayer value for money?
- 7) Can the council assure us that all ISOS reports (used to justify the proposal) have been finalised and please send them to my personal email address?

In response to question Alex Boyce's questions, County Councillor Patrick Mulligan said:

- 1) North Yorkshire is experiencing an increase in fixed and permanent exclusion despite an investment of £4.6 million per year from the Local Authority.

Young people who have been permanently excluded from school perform less well than their peers in mainstream in terms of academic achievement, life chances, and have an increased dependency on public services – on average costing an additional £370,000 per person.

North Yorkshire County Council wishes to invest in the reduction in the need for permanent exclusion across the county by:

- Encouraging the development of different approaches to alternative provision allowing schools to use it more flexibly to support young people disengaging from mainstream curriculum
 - Building capacity in schools for inclusion
 - Providing more opportunities for school leaders and the Local Authority to work collaboratively to shape provision.
- 2) There is currently a directory of alternative provision which is updated annually.
 - 3) We acknowledge the quality of provision across PRS/APs. This proposal is about taking steps to reducing the use of exclusion across NY. The Local Authority conducts safeguarding checks of alternative provision. Schools are responsible for quality assurance and monitoring of placements in AP for individual young people.
 - 4) As per the answer to question 3.
 - 5) The costs of places for a permanently excluded child are currently £19,000 per annum. Under the proposal this will be reduced to £17,000 per annum which is in line with national average (between £17,000 -18,000) and feedback from a number of Local Authorities nationally. The costs for other Alternative Providers range from £6,000 in Further Education to £20,500 in a special school and £30K for Alternative Provision academies.
 - 6) Schools are telling us that the range and capacity of Alternative Provision needs to be increased across North Yorkshire. Responsibility for monitoring quality, value for money will remain with the Local Authority and schools and overseen by the Locality Partnerships.
 - 7) There are a number of reports that underpin the review of AP including:
 - ISOS locality reviews 2016
 - Strategic Plan for SEND 2018-2023
 - October 2018 ISOS workshops on PRS/AP provision – currently in draft form with LA.

Alex Boyce then asked a supplementary question regarding home tuition for children and young people who are unable to attend school due to their medical needs.

In response to question Alex Boyce's question, County Councillor Patrick Mulligan said:

As detailed in the strategic plan for SEND education provision the local authority is intending to change the model of delivering home tuition for children and young people who are unable to attend school due to their medical needs and is planning to introduce this change from September 2019. This will be subject to further consultation in early 2019 but it is important to note this change has already been agreed in the strategic plan for SEND provision.

Currently the LA commissions the PRS/AP to deliver home based medical tuition for secondary students (except in the East where the funding is delegated to secondary schools). The current model involves staff from the PRS travelling to the home address of a child to deliver a teaching session. The numbers of hours offered to children varies according to need.

We intend to change the model to ensure the local authority funding is being used more efficiently to focus on teaching and to increase the tuition hours that will be available for young people whilst they cannot attend school.

The revised model will also provide greater oversight of young people who are receiving home tuition by schools and the local authority, thereby ensuring that their return to school is progressed at the appropriate opportunity and any additional needs in terms of SEN are identified in a timely manner, and appropriate provision put in place.

Public Question 2 (pages 10555 to 10556 of the Minute Book)

The following public questions were received from Richard Hughes, of Grove Academy Pupil Referral Unit.

1. My name is Richard Hughes and I teach at the Grove Academy Pupil Referral Unit. I am speaking on behalf of all staff and students at the PRU with the support of the leadership team at the Delta Academy Trust.
2. We work with some of the most complex and disaffected young people across the Harrogate area and have provided them with an Outstanding education support service for over twelve years now.
3. The PRU educates and supports a range of pupils with complex needs including extreme social, emotional, behavioural and medical problems which prevent them from attending 'mainstream' schools. These Special Educational Needs have proven extremely difficult if not impossible to accommodate in mainstream; these students have been, or are at risk of being, permanently excluded from school.
4. The Council's CYPS committee plan to cut their funding of the PRS service, in effect by 83% **from next April 2019**. (That is a removal their 'discretionary' payment, 2/3 of our budget and a serious reduction in their per pupil top up.) Essentially this destroys a national model of Outstanding SEN provision. The Council is expecting us to meet the needs of a rapidly increasing number of complex students with a staff team reduced by up to 80%. The Council maintain that all PRU heads were informed of the likely scale of this cut last year; in reality our management received this incredible news in September.
5. The Council have talked about a small transitional fund for the first year but this still represents a 50% funding cut that means we cannot function from April 2019.

6. This huge cut would of course be disastrous for this excellent service and mean at best huge downsizing if not closure. The severe damage would be to the students themselves, many of whom are the most vulnerable in the area, but then to their families, who often struggle with their own personal, social and health issues. In the wider community Public Services such as Policing and Social Care are already stretched and they will certainly be further pressured. Finally, the impact on local mainstream schools will potentially be catastrophic. They cannot cope with further SEN demands, as evidenced by the increasing number of exclusions and 'off rollings'; if they are forced to retain these pupils then how are they going to manage? There is no clear plan in place!

7. There has been a rapid increase in referrals to the PRS on medical grounds. These range from severe physical illnesses to autism and development disorder then to the full range of mental health conditions. There is a crisis of provision for those young people with health problems and the Council are proposing huge cuts to it – it simply does not make sense.

8. This proposal will dismantle many years of highest quality provision, experience and expertise; the staffing to support these pupils with their various needs and to safeguard them adequately. The Grove Academy PRU has been recognised as Outstanding by OFSTED **three times** in a row, a feat only achieved by 9 of some 350 PRUs across the whole country. Surely this is a beacon of quality provision that should be celebrated, not destroyed?

9. The Council's so-called 'consultation' on what have only been termed 'changes' to the High Needs Budget, has been rushed and extremely poorly thought through. Its plan for provision in the future is very unclear. The only clear idea put forward seems to be that schools liaise with a new network of profit-making Alternative Provision centres or Charity providers to form a strategy. Ourselves and our colleagues are not aware of any such even basic quality providers locally. And this is to deal with the increasing number of permanently excluded children in the system, with the evident need for preventative placements and to accommodate the increasing number of students referred on medical grounds, **all by next April!**

10. Given the lack of Alternative Provision in the Harrogate area at present the pace of change seems completely unreasonable and, frankly, suggests **panic** on behalf of the Council. Whilst North Yorkshire council are proposing that these changes come into effect in some **4 months**, other councils have taken **at least 3 years** to create such a network of providers. Whilst there is certainly need for more alternative routes through education, getting rid of the safety net that the PRU provides without these options in place is asking for serious problems across schools and local communities.

11. The likely effects of these cuts will be a worsening of the current adolescent mental health crisis, an increase in truancy and children missing from education, an increased risk of child exploitation and coercion into criminal behaviour and an increased risk of anti-social behaviour within the community. North Yorkshire police are opposed to this proposal and are in the process of formalising their objections. Local schools are similarly shocked and in clear opposition. Parents, staff and students are outraged, all of this increasingly evidenced in local and national media.

Could the council please re-consider their position on the proposed cut to the funding of the Grove Academy Pupil Referral Unit. Could the council also respond to the following key questions about the cuts proposed for the Grove Academy PRU:

1) Harrogate PRU only found out about the proposed cuts on September 4th and they are due to take effect in April 2019. The Consultation opened in October and closed on November 11th. Could the Council explain how this is **a fair and timely** approach to such a significant **systemic** change?

2) All local schools contacted are objecting to the Council's proposal. What response have the Council had from local schools? Are the council prepared to direct mainstream schools to accept excluded students on to their roles?

Many thanks for your time and consideration on these critical matters

In response to public question 2), County Councillor Patrick Mulligan said:

The Consultation has finished and all views will be given due consideration including comments on timescales. The Consultation did state that transitional funding would be agreed for 2019/20 and PRS also have significant reserves of between £128,000 and £765,000.

Responses from local schools will be considered and made public when the consultation has been analysed.

Further work is required across localities to ensure young people who have been permanently excluded can access mainstream provision as appropriate. This is recognised by the Local Authority and is being addressed through the In Year fair Access Protocol and the establishment of the local Partnerships.

Richard Hughes then made a supplementary statement that highlighted that PRUs did not have significant reserve funds as there had significant expenditure of capital upon developing facilities.

Report of the Allocations Committee

The recommendation in the report (page 10559 of the Minute Book) 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 -

58. The following changes are noted:

Scrutiny & Audit

- Conservative to lose 2 seats (Transport Economy and Environment Overview and Scrutiny Committee and Corporate and Partnerships Overview and Scrutiny Committee)
- Liberal Democrats to gain 1 seat (Transport Economy and Environment Overview and Scrutiny Committee)
- Cllr Mike Jordan to gain 1 seat (Corporate and Partnerships Overview and Scrutiny Committee).

Other Committees

No change.

Report of the Executive

Proposals for Updating the Council Petitions Scheme

The recommendation at paragraph 1 of the report (page 10563 of the Minute Book) was moved and seconded.

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

Resolved -

59. That the required number of signatures on a petition needed to trigger a debate at any Area Constituency Committee be amended to 500 is approved.

Looked After Children Strategy We care because you Matter: 2018-2021

The recommendation at paragraph 2 of the report (page 10563 of the Minute Book) 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 -

60. That Looked After Children Strategy We care because you Matter: 2018-2021 is approved.

Annual Report of the Pension Board 2017/18

The recommendation at paragraph 3 of the report (page 10563 of the Minute Book) 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 -

61. That the Annual Report of the Pension Board for 2017/18, as Administering Authority for North Yorkshire Pension Board, is noted.

Appointments to Committees and Outside Bodies

The recommendation at paragraph 4 of the report (page 10563 of the Minute Book) was moved and seconded.

Additional appointments were proposed by Group Secretaries, as below:

County Councillor Stanley Lumley appointed to Chair of the Transport Economy and Environment Overview and Scrutiny Committee

County Councillor Cliff Trotter appointed to the Care and Independence Overview and Scrutiny Committee to fill the vacant position, due to Nicola Wilson leaving

County Councillor Caroline Goodrick to become a full member of the Appeal (Home to School Transport) Committee

County Councillor Keane Duncan to stand down as Young People's Champion

County Councillor Annabel Wilkinson to be appointed to the role of Young People's Champion.

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

Resolved -

<p>62. That the appointments are noted.</p>
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Report and Recommendations of the Standards Committee

The recommendation (page 10565 of the Minute Book) 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 -

<p>63. That the Annual Report of the Standards Committee, as set out in Appendix 1 to the report, is noted.</p>
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Report and Recommendations of the Audit Committee

The recommendation (page 10571 of the Minute Book) 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 -

64. That the Annual Report of the Pension Board for 2017/18, as Administering Authority for North Yorkshire Pension Board, is noted.

Statements by Executive Members and Chairmen of Overview and Scrutiny Committees

County Councillor Janet Sanderson, Executive Member for Children's Services Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10601 to 10603), and responded to questions.

County Councillor Patrick Mulligan, Executive Member for Education and Skills Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10605 to 10606), and responded to questions.

County Councillor David Chance, Executive Member for Stronger Communities Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10583 to 10585).

County Councillor Michael Harrison, Executive Member for Health and Adult Services Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10587 to 10588).

County Councillor Caroline Dickinson, Executive Member for Public Health, Prevention and Supported Housing Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10589 to 10591), and responded to questions.

County Councillor Andrew Lee, Executive Member for Open to Business Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (page 10593), and responded to questions.

County Councillor Greg White, Executive Member for Customer Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10595 to 10597).

County Councillor Gareth Dadd, Executive Member for Finance and Assets and Special Projects Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10599 to 10600).

County Councillor Don Mackenzie, Executive Member for Access Engagement made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 10607 to 10608), and responded to questions.

The written statements of the Chairmen of the Scrutiny Board and the Overview and Scrutiny Committees having previously been circulated, and which appears in the Minute Book (pages 10609 to 10626) were noted.

County Councillor Jim Clark, Chairman of the Scrutiny of Health Committee, responded to questions.

Council Procedure Rule 10 Questions

The Chairman informed Council that this was the last opportunity to ask questions of the Chairman of the Fire and Rescue Authority, as the governance of the Fire and Rescue Service was being transferred to the Office of the Police and Crime Commissioner.

There were a number of questions asked and statements made relating to the new governance arrangements for the Fire and Rescue Service and thanks were expressed for the work of both the Fire and Rescue Service and the Fire and Rescue Authority.

These questions and statements related to the office of the Police and Crime Commissioner for North Yorkshire. County Councillor Patrick Mulligan left the meeting during the discussions.

Notices of Motion

Motion 1: “That this Council commits to working with other groups and councils with the aim of making North Yorkshire single-use plastic free.

That the County Council, working in partnership with its suppliers and contractors demonstrates support for plastic free initiatives within North Yorkshire by:

1. Phasing out, within the next 2 years, the use of single use plastic in NYCC premises.

and that this council

2. Sets up a task group or joins with other local environmental group initiatives and businesses to create a robust strategy to encourage local businesses, other organisations and residents to go single use plastic free.”

County Councillor David Goode proposed the motion, and this was seconded by County Councillor Bryn Griffiths.

Resolved -

<p>65. The Chairman determined that the Motion be referred to the Transport, Economy and Environment Overview and Scrutiny Committee for consideration before coming back to Council.</p>
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Motion 2: “North Yorkshire County Council calls upon the Clinical Commissioning Groups (CCGs) that commission NHS Services across the County:

- (i) to fund the necessary PTS services to transport those whose medical, personal and financial needs require these services to attend hospital clinics, and to recognise that any failure to provide the level of service that reflects the rural nature of North Yorkshire may lead to patients having no alternative but to miss their appointments to the detriment of their health,
- (ii) to acknowledge their recent implementation of cutbacks in the PTS services without any consultation whatsoever has caused anxiety amongst those communities placed at distance from the hospitals that serve them, and calls upon the CCGs to review the impact of the cutbacks at Scrutiny Committees

across the County no later than early March 2019,

- (iii) to recognise the current network of Community Hospitals in North Yorkshire provide a range of essential NHS services, including in-patient beds for step-down, respite and palliative care that are highly valued by the communities they serve, and where CCGs are considering changes it should only be on the basis of improvements with no reduction in local accessibility of these services,

and instructs Committee Services to send the outcome of the debate on this Notice of Motion to the District and Borough Councils and the MPs that serve the communities in North Yorkshire.”

County Councillor John Blackie proposed the motion, and this was seconded by County Councillor Stuart Parsons.

The Chairman determined that the Motion should not be debated on the day, stating that a better venue for a more informed debate would be with the Scrutiny of Health Committee at their meeting on 14 December 2018. This would allow the relevant representatives from the NHS Bodies to be present with relevant members and have a proper discussion about the issues and the appropriate response. He stated that he had confidence that the Scrutiny of Health Committee will review the contents of the motion and provide a comprehensive view of the important issues the motion raises and the matter can then be referred back to the Council at its meeting of 20 February 2019.

County Councillor John Blackie moved that “The Motion be considered now” and County Councillor Stuart Parsons seconded this. After County Councillor John Blackie had spoken in favour of the Motion, County Councillor Michael Harrison spoke against it.

The vote was taken and, on a show of hands, the motion for the matter to be debated on the day was defeated, with 10 in favour, 52 against and no abstentions.

County Councillors John Blackie, Lindsay Burr MBE, Don Mackay, John McCartney and Stuart Parsons requested that their vote in favour of the motion be recorded.

Resolved -

<p>66. The Chairman determined that the Motion be referred to the Scrutiny of Health Committee for consideration before coming back to Council on 20 February 2019.</p>
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Motion 3: “Charter Against Modern Slavery

North Yorkshire County Council will:

- ◆ Train its corporate procurement team to understand modern slavery through the Chartered Institute of Procurement and Supply’s (CIPS) online course on Ethical Procurement and Supply.
- ◆ Require its contractors to comply fully with the Modern Slavery Act 2015, wherever it applies, with contract termination as a potential sanction for non-compliance.
- ◆ Challenge any abnormally low-cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.
- ◆ Highlight to its suppliers that contracted workers are free to join a trade union and are not to be treated unfairly for belonging to one.

- ◆ Publicise its whistle-blowing system for staff to blow the whistle on any suspected examples of modern slavery.
- ◆ Require its tendered contractors to adopt a whistle-blowing policy which enables their staff to blow the whistle on any suspected examples of modern slavery.
- ◆ Review its contractual spending regularly to identify any potential issues with modern slavery.
- ◆ Highlight for its suppliers any risks identified concerning modern slavery and refer them to the relevant agencies to be addressed.
- ◆ Refer for investigation via the National Crime Agency's national referral mechanism any of its contractors identified as a cause for concern regarding modern slavery.
- ◆ Report publicly on the implementation of this policy annually."

County Councillor Liz Colling proposed the motion, and this was seconded by County Councillor Eric Broadbent.

Resolved -

<p>67. The Chairman determined that the Motion be referred to the Corporate and Partnerships Overview and Scrutiny Committee for consideration before coming back to Council.</p>
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The meeting closed at 1:05pm