

Agenda

Meeting: Executive

To: Councillors Carl Les (Chairman), Gareth Dadd, Derek Bastiman, Michael Harrison, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

Date: Tuesday, 20th September 2022

Time: 11.00 am

Venue: Meeting Room 3, County Hall, Northallerton, DL7 8AD

This meeting is being held as an in-person meeting that is being broadcast and recorded and will be available to view via the following link - [Live meetings | North Yorkshire County Council](#). The meeting is also 'hybrid', which enables people to attend the meeting remotely using MS Teams. Please contact the named supporting officer for the committee, if you would like to find out more.

The government position is that of learning to live with COVID-19, removing domestic restrictions while encouraging safer behaviours through public health advice. In view of this, hand cleanser and masks will be available for attendees upon request. The committee room will be well ventilated and attendees encouraged to avoid bottlenecks and maintain an element of social distancing. Please contact the named supporting officer for the committee, if you have any queries or concerns about the management of the meeting and the approach to COVID-19 safety.

Please do not attend if on the day you have COVID-19 symptoms or have had a recent positive Lateral Flow Test.

Following publication on Friday 9 September, this agenda was updated on Monday 12 September to confirm the deadline for submission of Public Questions & Statements as midday, Wednesday 14 September. This is following the announcement of Monday 19 September, the date of Her Majesty Queen Elizabeth II's State Funeral, as a national bank holiday.

Business

- 1. Introductions**
- 2. Minutes of the Meeting held on 6 September 2022** (Pages 5 - 8)
- 3. Declarations of Interest**
- 4. Exclusion of the public from the meeting during consideration of each of the items of business listed in Column 1 of the following table on the grounds that they each involve the likely disclosure of exempt information as defined in the paragraph(s) specified in**

column 2 of Part 1 of Schedule 12A to the Local Government Act 1972 as amended by the Local Government (Access to information)(Variation) Order 2006:-

Item number on the agenda	Paragraph Number
Item 8 – Appendix D	3

5. Public Questions & Statements

Members of the public may ask questions or make statements at this meeting if they have given notice to Melanie Carr of Democratic & Scrutiny Services and supplied the text (contact details below) by midday, three working days before the day of the meeting. Each speaker should limit themselves to 3 minutes on any item. Members of the public who have given notice will be invited to speak:-

- at this point in the meeting if their questions/statements relate to matters which are not otherwise on the Agenda (subject to an overall time limit of 30 minutes);
- when the relevant Agenda item is being considered if they wish to speak on a matter which is on the Agenda for this meeting.

6. Consideration of Motions on Climate Change referred to the Executive at the meeting of the County Council on 20 July 2022 (Pages 9 - 24)

Recommendation - That the Executive considers the two motions on climate change that have been referred by County Council and makes recommendations to be considered at the meeting of the County Council on 16 November 2022, in particular regarding:

- a new and dedicated overview and scrutiny committee
- a new Executive Member role
- a climate change and biodiversity working party
- the development of detailed policies and actions

7. Council Tax Premiums - Second Homes & Empty Properties (Supplementary Agenda)

Recommendations –

Executive Members are asked to consider the contents of this report and recommend that Full Council approve in principle:

- that the following additional Council Tax premiums be applied from 1 April 2024, subject to the required legislation being in place:
 - 100% premium for properties which have been empty and unfurnished for a period of between 1 and 2 years;
 - 100% premium for second homes.

8. Selby District Council Outsourced Services Model (Pages 25 - 60)

Recommendations -

That the Executive notes the content of the report, decision of Selby District Council Executive not to re-procure the contract and approve:

- the in-house provision of services contained in Selby District Council's Environmental Services contract by North Yorkshire Council from 1 April 2024;
- the establishment of a cross department working group to mobilise the transfer of services from October 2022; and
- officers report back to the Executive in early 2023 with a full capital and revenue budget for the transferred service, following the serving of the contractual termination notice and receipt of service resource information (staff, fleet, plant and equipment and IT requirements).

9. Review of Special Educational Needs and Disabilities Residential Provision - Brompton Hall School Recommendations - (Pages 61 - 122)

The Executive is asked to approve:

- i. That statutory proposals and a statutory notice be published on 29 September 2022 proposing to cease residential provision at Brompton Hall School, extend the designation of the school to co-educational, and increase the number of day places.
- ii. That the Executive schedule taking a final decision on these proposals on 8 November 2022.

10. Proposal to add provision for Special Educational Needs in the form of Targeted Mainstream Provision at Caedmon College, Whitby (Pages 123 - 170)

Recommendations –

That the Executive is recommended:

- i. To publish statutory proposals and notices on 29 September 2022 to add provision for Special Educational Needs in the form of a Targeted Mainstream Provision (SEN Unit) at Caedmon College, Whitby from 1 January 2023.
- ii. Schedule taking a final decision on this proposal on 8 November 2022.

11. SEN Capital - DfE Special Free School Wave Recommendation – (Pages 171 - 178)

- i. Executive approve the submission of an application for a new Special School as part of the DfE Special Free School Wave, to support young people with significant SEMH needs in the Hambleton / Richmondshire area.

12. Ukrainian Refugee (Education) Grant Distribution Recommendations – The Executive is asked to (Pages 179 - 184)

- i. Approve the proposed payment allocations paid out in section 4.
- ii. Delegate responsibility to the Corporate Director – Children and Young People’s Service in consultation with the Corporate Director – Strategic Resources to determine the distribution of any surplus funding as appropriate, in line with the terms of the grant.

13. Changes to the County Council's Constitution for recommendation to full Council (Pages 185 - 226)

Recommendations –

- i. That the consequential amendments to the Constitution in respect of the new Members’ Code of Conduct as set out in this report and Appendix 2, made by the Assistant Chief Executive (Legal and Democratic Services) and Monitoring Officer under his specific delegated powers, be reported to full Council for information.
- ii. That the consequential amendments to the Constitution in respect of the local government reorganisation transitional arrangements and Structural Changes Order as set out in this report and Appendix 3, made by the Assistant Chief Executive (Legal and Democratic Services) under his specific delegated powers, be reported to full Council for information.
- iii. That, subject to any comments Members may have, the changes to the Constitution set out in Appendix 4, made by the Assistant Chief Executive (Legal and Democratic Services) under his general delegated powers, be reported to full Council for information.
- iv. That, subject to any comments Members may have, the proposed amendments to the Pension Fund Committee Delegated Powers and to the Specific Delegations to the Corporate Director Strategic Resources as set out in Appendix 5 be

recommended to full Council for approval.

- v. That, subject to any comments Members may have, the proposed amendments to the Constitution set out in paragraph 7.4 of this report to reflect the Channel Panel arrangements, be recommended to full Council for approval.

14. Appointments to Committees and Outside Bodies (Pages 227 - 228)

Recommendations – That the Executive:

1. Notes the changes to the statutory membership of the North Yorkshire Health and Wellbeing Board as stated in paragraph 2.3 of the report.
2. Recommends to Council that the nominations for non statutory Members of the Board, referred to in paragraphs 2.4 to 2.7 of the report, be approved.

15. Forward Plan (Pages 229 - 248)

16. Any Other Business

17. Urgent Additional Item - Potential purchase of land/property within North Yorkshire. (Pages 249 - 254)

Recommendation - That the Executive considers the recommendations within the confidential report.

Contact Details

Enquiries relating to this agenda please contact Melanie Carr Tel: 01609 533849 or e-mail:

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County Hall
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Friday 16 September 2022