



ANNUAL GENERAL MEETING

Wednesday, 17 May 2023

**Summons, Agenda, Minutes
and Reports**



NORTH YORKSHIRE COUNCIL

You are summoned to attend the Annual General Meeting of the Council. This meeting is being held in the Council Chamber, County Hall, Northallerton on **Wednesday, 17 May 2023 at 10.30 am**, at which the following business will be transacted.

The meeting of the Council is being held as an in-person meeting and in public. The Council Chamber will be well ventilated and air purifiers will be installed. If you are unwell please try to stay at home and avoid contact with other people if you have symptoms of infectious disease (e.g. COVID-19).

The meeting will be available to view once the meeting commences, via the following link - www.northyorks.gov.uk/livemeetings

Please contact the named supporting officer for the committee, if you have any queries or concerns.

BUSINESS

1. To elect a Chair of the Council to serve until the May 2024 AGM

2. Minutes of the meetings held on 22 February 2023 and 24 February 2023

To move that the Minutes of the Quarterly meeting of the County Council held on 22 February 2023 and on 24 February 2023, having been printed and circulated, be taken as read and be confirmed and signed by the Chairman as a correct record.

(Pages 7 - 30)

3. Apologies for absence

4. To elect a Vice-Chair of the Council to serve until the May 2024 AGM

5. Declarations of Interest

6. Chairman's Announcements

Any correspondence, communication or other business brought forward by the direction of the Chairman of the Council.

7. Statement by the Leader of the Council

(Pages 31 - 32)

8. Public Questions or Statements

Members of the public may ask questions or make statements at this meeting if they have given notice and provided the text to Barry Khan, Assistant Chief Executive Legal and Democratic Services – email: barry.khan@northyorks.gov.uk or in writing to Barry Khan, Assistant Chief Executive Legal and Democratic Services, County Hall, Northallerton DL7 8AD by midday on Friday, 12 May 2023. Each speaker should limit themselves to 3 minutes on any item.

If you are exercising your right to speak at this meeting, but do not wish to be recorded, please inform the Chairman who will instruct anyone who may be taking a recording to cease while you speak.

9. To consider the report and recommendations of the Executive and make decisions on them

- Implications of TUPE
 - Local Area SEND Strategy Adoption
 - Response to DEFRA – Food Waste Collections in North Yorkshire
- (Pages 33 - 36)**

10. Police, Fire and Crime Panel Governance paper

(Pages 37 - 42)

11. Appointments to Committees and Outside Bodies

(Pages 43 - 44)

12. Statements of Executive Members and Chairmen of Overview and Scrutiny Committees

Executive Members:

12(a) Executive Member for Highways and Transportation - Councillor Keane Duncan

(Pages 45 - 46)

12(b) Executive Member for Health and Adult Services - Councillor Michael Harrison

(Pages 47 - 48)

12(c) Executive Member for Culture, Arts and Housing - Councillor Simon Myers

(Pages 49 - 52)

12(d) Executive Member for Children and Families - Councillor Janet Sanderson

(Pages 53 - 56)

12(e) Executive Member for Managing our Environment - Councillor Greg White

(Pages 57 - 60)

12(f) Executive Member for Education, Learning and Skills - Councillor Annabel Wilkinson

(Pages 61 - 64)

12(g) Executive Member for Finance and Assets - Councillor Gareth Dadd

(Pages 65 - 66)

12(h) Executive Member for Open to Business - Councillor Derek Bastiman
(Pages 67 - 72)

12(i) Executive Member for Corporate Services - Councillor David Chance
(Pages 73 - 78)

Overview and Scrutiny Chairs

12(j) Scrutiny Board (Chair: Councillor Karin Sedgwick)
(Pages 79 - 80)

12(k) Transport, Economy, Environment and Enterprise Overview and Scrutiny Committee (Chair: Councillor David Staveley)
(Pages 81 - 82)

12(l) Children and Families Overview and Scrutiny Committee (Chair: Councillor Barbara Brodigan)
(Pages 83 - 84)

12(m) Transition (LGR) Overview and Scrutiny Committee (Chair: Councillor Malcolm Taylor)
(Pages 85 - 86)

12(n) Care and Independence and Housing Overview and Scrutiny Committee (Chair: Councillor Karin Sedgwick)
(Pages 87 - 90)

12(o) Corporate and Partnerships Overview and Scrutiny Committee (Chair: Councillor David Ireton)
(Pages 91 - 92)

12(p) Scrutiny of Health (Chair: Councillor Andrew Lee)
(Pages 93 - 96)

13. Notices of Motion

(1) Crustation Die-Off Events along the North Yorkshire and Cleveland Coast since October 2021

This Council notes with concern:

1. the unexplained die-offs and wash-ups of crabs, lobsters, prawns, clams, scallops, mussels and some species of fish along the North Yorkshire and Cleveland coast since October 2021
2. the significant reduction in the catches of edible crabs and other crustaceans, as reported by the North East fishing communities
3. claims that recent capital dredging in the Tees estuary has resulted in the disposal of contaminated sediment at sea
4. DEFRA's failure to provide a conclusive scientific explanation for these die-off events or to set out a plan for research and action to avoid future recurrences.

Therefore, this Council calls on the Secretary of State for Environment, Food and Rural Affairs to convene a Public Enquiry with powers to compel testimony and the release of all forms of evidence in order to address public concern about this issue.

Proposer – Councillor Neil Swannick
Seconded – Councillor Bryn Griffiths

The Proposer and Secunder have requested that the matter be debated on the day of Council and not referred to the Executive or relevant committee. The reason for this is that “the issue of crustacean die off is a serious issue with devastating consequences for the socio-economic and environmental future of the east coast. The need for a public enquiry is the obvious next step. The support of NYC will be pivotal in discovering the reason for the die off and subsequent recovery of the socio-economic vitality of the east coast”.

(2) Call for Police Fire & Crime Commissioner to resign

North Yorkshire Council has serious concerns about the performance of the current Police, Fire, and Crime Commissioner, as evidenced by the two recent reports published by His Majesty’s Inspectorate of Constabulary and Fire & Rescue Services.

The council therefore calls for the Commissioner to resign with immediate effect.

Proposed by Cllr. Bryn Griffiths
Seconded by Cllr. Mike Schofield

The Proposer and Secunder have requested that the matter be debated on the day of Council and not referred to the Executive or relevant committee. The reason for this is that:

His Majesty’s Inspectorate of Constabulary and Fire & Rescue Services (HMICFRS) published two reports on the performance on North Yorkshire’s Police.

The first was published on 17th March regarding the Police Effectiveness, Efficiency, Legitimacy: PEEL 2021/22 – An inspection of North Yorkshire Police. It graded North Yorkshire Police’s performance across eight areas of policing and found the force was ‘inadequate’ in one area, ‘requires improvement’ in four areas, ‘adequate’ in two areas and ‘good’ in one area. The strapline was “North Yorkshire must make improvements to help keep people safe and reduce crime”.

The second report was published on 3rd May, entitled “North Yorkshire – National child protection inspection post-inspection review”. This inspection reviewed the progress made by North Yorkshire Police since the publication of the last report for North Yorkshire in 2021. HMICFR had audited 33 child protection cases - 11 cases were found to be good, 8 required improvement and 14 were inadequate. For so many cases to be found inadequate is a damning entitlement not only on the Police, but also on the overall management of the force by the Police & Fire Commissioner.

The police, fire and crime commissioner (PFCC) is elected to be responsible for generally overseeing both police forces and fire services. Clearly has failed and is continuing to fail to hold the North Yorkshire Police force to account and keep the public and in particular children safe. Urgent action is therefore needed to remove the existing commissioner immediately and replace with a far more effective manager.

It for this reason that I request that this motion is put forward for debate at the May council meeting.

14. **Consider recommendations from the Executive regarding the Motion on Proportional Representation**
(Pages 97 - 108)
15. **Amendments to the Constitution made under delegated authority - Report of the Assistant Chief Executive Legal and Democratic Services**
(Pages 109 - 116)

**16. Use of special urgency procedures since the last meeting of County Council -
Report of the Leader**

(Pages 117 - 122)

17. Council Procedure Rule 10 Questions

RICHARD FLINTON
Chief Executive Officer

BARRY KHAN
Assistant Chief Executive
Legal and Democratic Services

County Hall,
NORTHALLERTON

Tuesday, 9 May 2023