



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

North Yorkshire County Council

Quarterly meeting of County Council

Minutes of the quarterly meeting held on Wednesday, 22nd February, 2023 commencing at 10.30 am.

County Councillor David Ireton in the Chair and County Councillors Chris Aldred, Joy Andrews, Karl Arthur, Alyson Baker, Phillip Barrett, Derek Bastiman, Philip Broadbank, Eric Broadbent, Barbara Brodigan, Andy Brown, Nick Brown, Lindsay Burr MBE, John Cattanach, David Chance, Liz Colling, Mark Crane, Sam Cross, Gareth Dadd, Melanie Davis, Caroline Dickinson, Michelle Donohue-Moncrieff, Stephanie Duckett, Keane Duncan, Bridget Fortune, Kevin Foster, Richard Foster, Sam Gibbs, Caroline Goodrick, Hannah Gostlow, Bryn Griffiths, Tim Grogan, Michael Harrison, Paul Haslam, Robert Heseltine, Nathan Hull, George Jabbour, David Jeffels, Janet Jefferson, Tom Jones, Mike Jordan, Nigel Knapton, Andrew Lee, Carl Les, Cliff Lunn, John Mann, Pat Marsh, Steve Mason, Rich Maw, John McCartney, Heather Moorhouse, Andrew Murday, Simon Myers, David Noland, Bob Packham, Andy Paraskos, Stuart Parsons, Yvonne Peacock, Clive Pearson, Heather Phillips, Kirsty Poskitt, Jack Proud, John Ritchie, Janet Sanderson, Mike Schofield, Karin Sedgwick, Subash Sharma, Steve Shaw-Wright, Monika Slater, Andy Solloway, David Staveley, Neil Swannick, Roberta Swiers, Malcolm Taylor, Angus Thompson, Phil Trumper, Matt Walker, Arnold Warneken, Steve Watson, David Webster, John Weighell OBE, Greg White, Dave Whitfield, Annabel Wilkinson, Peter Wilkinson, Andrew Williams and Robert Windass.

Apologies: Felicity Cunliffe-Lister, Peter Lacey and Tony Randerson.

Copies of all documents considered are in the Minute Book

75 To elect a Chairman of the County Council to serve until the May 2023 AGM

It was moved and seconded that County Councillor David Ireton be elected Chairman of the County Council to serve until the Annual General Meeting of the North Yorkshire Council in 2023.

The vote was taken and the motion was declared carried with 87 for, none against and no abstentions.

Resolved -

That County Councillor David Ireton is elected Chairman of the County Council, to serve until the Annual General Meeting of the North Yorkshire Council in 2023.

County Councillor David Ireton then made his declaration of acceptance of office of Chairman of the County Council.

County Councillor David Ireton in the Chair
--

76 Minutes of the Quarterly meeting held on 16 November 2022 and Minutes of the Extraordinary meeting held on 16 November 2022

It was moved and seconded that the Minutes of the quarterly meeting of the County Council held on 16 November 2022, having been printed and circulated, are confirmed and signed by the Chairman as a correct record. **Page 7**

The vote was taken and the motion was declared carried with 86 for, none against and 1 abstention.

It was moved and seconded that the Minutes of the Extraordinary meeting of the County Council held on 16 November 2022, having been printed and circulated, are confirmed and signed by the Chairman as a correct record.

The vote was taken and the motion was declared carried with 86 for, none against and 1 abstention.

77 Apologies for absence

Apologies for absence were received from County Councillors Felicity Cunliffe-Lister, Peter Lacey and Tony Randerson.

78 To elect a Vice-Chairman of the County Council to serve until the May 2023 AGM

It was moved and seconded that County Councillor Roberta Swiers be elected Vice-Chairman of the County Council, to serve until the Annual General Meeting of the North Yorkshire Council in 2023.

The vote was taken and the motion was declared carried with 87 for, none against and no abstentions.

Resolved -

That County Councillor Roberta Swiers is elected Vice-Chairman of the County Council, to serve until the Annual General Meeting of the North Yorkshire Council in 2023.

County Councillor Roberta Swiers then made her declaration of acceptance of office of Vice-Chairman of the County Council and thanked the Council for her appointment.

79 Declarations of Interest

Declarations of Interest were made as follows:

County Councillor Michael Harrison regarding agenda items 9 and 12.

County Councillor Steve Mason regarding agenda item 18b.

County Councillor Yvonne Peacock regarding agenda item 12.

County Councillors Kevin Foster, Andy Brown and Arnold Warneken regarding agenda item 13.

County Councillor Karl Arthur regarding agenda item 15b.

County Councillor Gareth Dadd regarding agenda item 9.

80 Chairman's Announcements

The Chairman welcomed the Honorary Aldermen and members of the public and press who were present.

The Chairman informed Members of the usual arrangements for the meeting.

The Chairman reminded Members that, as per the email that Barry Khan, Assistant Chief Executive Legal and Democratic Services, previously sent, that there is a legal requirement to ensure that Members are not in arrears for their Council Tax when voting on the budget.

The Chairman informed Members that he would consider the Motion on the new Constitution for the North Yorkshire Council, as outlined in agenda item 16 on the agenda, when the Constitution is being debated. It has been agreed with the proposer and seconder of the Motion that it be treated as an amendment.

The death of former County Councillor Jim Clark was noted. Jim was a County Councillor from 2001 to 2005 and then from 2009 to 2022, Chairman of the County Council in 2018/19 and 2019/20 and Chair of the Council's Scrutiny of Health Committee from 2010 to 2019. Jim was also a Harrogate Borough Councillor.

The death of former County Councillor Bernard Bateman was noted. Bernard was a County Councillor from 1999 to 2017 and was Chairman of the County Council in 2013/14. He was Mayor of Ripon and a Ripon City Councillor. He was also a Harrogate Borough Councillor and Mayor of Harrogate.

A minute's silence was held in memory of both former county councillors.

81 Statement by the Leader of the Council

County Councillor Carl Les made a statement and answered questions, under Council Procedure Rule 2.3, as Leader of the County Council, a summary of the key points of which had previously been circulated and which appear in the Minute Book (pages 14030 to 14031).

82 Public Questions or Statements

There was one public statement, as follows:

Mr Ian Conlan made a statement regarding the reduction in road casualties that would be achieved through the introduction of 20mph speed limits in North Yorkshire and asked the Council to commit £1 million of funding to this in 2023/24.

County Councillors Carl Les and Keane Duncan responded.

Mr Ian Conlan asked a supplementary question.

County Councillors Carl Les and Keane Duncan responded.

83 Revenue Budget 2023/24, Medium Term Financial Strategy (MTFS) and Council Tax for 2023/24

Medium Term Financial Strategy (MTFS) for 2023/24, the Revenue Budget for 2023/24 and Council Tax for 2023/24

The recommendation at pages 23 to 24 of the report (pages 14032 to 14034 of the Minute Book) was moved and seconded.

An amendment was moved by County Councillor Liz Colling and seconded by County Councillor Steve Shaw-Wright that they proposed a £450,000 reduction in the Domestic

Violence Budget be deferred and the money used to assist in the provision of services to support victims of domestic violence.

There followed a debate.

A named vote was taken by roll call and the motion was declared defeated 38 for, 48 against and no abstentions.

For: County Councillors Chris Aldred, Joy Andrews, Phillip Barrett, Philip Broadbank, Eric Broadbent, Barbara Brodigan, Andy Brown, Lindsay Burr MBE, Liz Colling, Sam Cross, Melanie Davis, Michelle Donohue-Moncrieff, Stephanie Duckett, Kevin Foster, Hannah Gostlow, Bryn Griffiths, Janet Jefferson, Pat Marsh, Steve Mason, Rich Maw, John McCartney, Andrew Murday, David Noland, Bob Packham, Stuart Parsons, Kirsty Poskitt, Jack Proud, John Ritchie, Mike Schofield, Subash Sharma, Steve Shaw-Wright, Monika Slater, Andy Solloway, Neil Swannick, Malcom Taylor, Matt Walker, Arnold Warneken, Dave Whitfield.

Against: County Councillors Karl Arthur, Alyson Baker, Derek Bastiman, Nick Brown, John Cattanach, David Chance, Mark Crane, Gareth Dadd, Caroline Dickinson, Keane Duncan, Bridget Fortune, Richard Foster, Sam Gibbs, Caroline Goodrick, Tim Grogan, Michael Harrison, Paul Haslam, Robert Heseltine, Nathan Hull, David Ireton, George Jabbour, David Jeffels, Tom Jones, Mike Jordan, Nigel Knapton, Andrew Lee, Carl Les, Cliff Lunn, John Mann, Heather Moorhouse, Simon Myers, Andy Paraskos, Yvonne Peacock, Clive Pearson, Heather Phillips, Janet Sanderson, Karin Sedgwick, David Staveley, Roberta Swiers, Angus Thompson, Philip Trumper, Steve Watson, David Webster, John Weighell OBE, Greg White, Annabel Wilkinson, Peter Wilkinson, Andrew Williams and Robert Windass.

Abstentions: None.

An amendment was moved by County Councillor Matt Walker and seconded by County Councillor Bryn Griffiths that an additional £1million be set aside from reserves on a one-off basis for environmental projects and to supplement existing pump-priming funding and to undertake feasibility study work to help build business cases for projects which lead to net zero.

There followed a debate.

County Councillor Andrew Williams moved that the vote be taken now. This was seconded. The vote was taken and the motion was declared carried with 77 for, 10 against and no abstentions.

A named vote was taken by roll call on the amendment regarding funding for environmental projects. The motion was declared defeated with 30 for, 53 against and 4 abstentions.

For: County Councillors Chris Aldred, Joy Andrews, Philip Broadbank, Eric Broadbent, Barbara Brodigan, Lindsay Burr MBE, Liz Colling, Melanie Davis, Michelle Donohue-Moncrieff, Stephanie Duckett, Hannah Gostlow, Bryn Griffiths, Pat Marsh, Steve Mason, Rich Maw, John McCartney, Andrew Murday, David Noland, Bob Packham, Stuart Parsons, Jack Proud, John Ritchie, Mike Schofield, Subash Sharma, Steve Shaw-Wright, Monika Slater, Neil Swannick, Matt Walker, Arnold Warneken, Dave Whitfield.

Against: County Councillors Karl Arthur, Alyson Baker, Phillip Barrett, Derek Bastiman, Nick Brown, John Cattanach, David Chance, Mark Crane, Gareth Dadd, Caroline Dickinson, Keane Duncan, Bridget Fortune, Richard Foster, Sam Gibbs, Caroline Goodrick, Tim Grogan, Michael Harrison, Paul Haslam, Robert Heseltine, Nathan Hull, David Ireton, George Jabbour, David Jeffels, Janet Jefferson, Tom Jones, Mike Jordan, Nigel Knapton, Andrew Lee, Carl Les, Cliff Lunn, John Mann, Heather Moorhouse, Simon Myers, Andy Paraskos, Yvonne Peacock, Clive Pearson, Heather Phillips, Kirsty Poskitt, Janet

Sanderson, Karin Sedgwick, David Staveley, Roberta Swiers, Malcolm Taylor, Angus Thompson, Philip Trumper, Steve Watson, David Webster, John Weighell OBE, Greg White, Annabel Wilkinson, Peter Wilkinson, Andrew Williams and Robert Windass.

Abstentions: County Councillors Andy Brown, Sam Cross, Kevin Foster and Andy Solloway.

At 12:55pm, the Chairman then adjourned the meeting for lunch.

The meeting was re-convened at 1:45pm.

A named vote was taken by roll call on the substantive motion, the recommendations at pages 23 to 23 of the report, and declared carried with 66 for, 4 against and 17 abstentions.

For: County Councillors Karl Arthur, Alyson Baker, Philip Barrett, Derek Bastiman, Eric Broadbent, Nick Brown, John Cattanaach, David Chance, Liz Colling, Mark Crane, Sam Cross, Gareth Dadd, Melanie Davis, Caroline Dickinson, Stephanie Duckett, Keane Duncan, Bridget Fortune, Richard Foster, Sam Gibbs, Caroline Goodrick, Tim Grogan, Michael Harrison, Paul Haslam, Robert Heseltine, Nathan Hull, David Ireton, George Jabbour, David Jeffels, Tom Jones, Mike Jordan, Nigel Knapton, Andrew Lee, Carl Les, Cliff Lunn, John Mann, Rich Maw, Heather Moorhouse, Simon Myers, Bob Packham, Andy Paraskos, Yvonne Peacock, Clive Pearson, Heather Phillips, Kirsty Poskitt, Jack Proud, Janet Sanderson, Karin Sedgwick, Subash Sharma, Steve Shaw-Wright, Andy Solloway, David Staveley, Neil Swannick, Roberta Swiers, Malcolm Taylor, Angus Thompson, Philip Trumper, Steve Watson, David Webster, John Weighell OBE, Greg White, Davie Whitfield, Annabel Wilkinson, Peter Wilkinson, Andrew Williams and Robert Windass.

Against: County Councillors Lindsay Burr MBE, Michelle Donohue-Moncrieff, John McCartney and Stuart Parsons.

Abstentions: County Councillors Chris Aldred, Joy Andrews, Philip Broadbank, Barbara Brodigan, Andy Brown, Kevin Foster, Hannah Gostlow, Bryn Griffiths, Janet Jefferson, Pat Marsh, Steve Mason, Andrew Murday, David Noland, Mike Schofield, Monika Slater, Matt Walker and Arnold Warneken.

Resolved -

That the Medium Term Financial Strategy (MTFS) for 2023/24, the Revenue Budget for 2023/24 and Council Tax for 2023/24 be approved and that:

a) 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 8.12) and the risk assessment of the MTFS detailed in Section 9 are noted;

b) An increase in Council Tax of 4.99% (basic 2.99% and Adult Social Care 2%) resulting in a Band D weighted average charge of £1,759.96 – an increase of £83.64 (paragraph 4.3.8 and Appendix D);

c) In accordance with Section 31A of the Local Government Finance Act 1992 (as amended by Section 74 of The Localism Act 2011), a Council Tax requirement for 2023/24 of £427,729,811.74 is approved;

d) A Net Revenue Budget for 2023/24, after use of reserves, of £623,458k (Section 5.0 and Appendix H) is approved;

e) In the event that the level of overall external funding (including from the final Local Government Settlement) results in a variance of less than £5m in 2023/24 then the difference to be addressed by a transfer to / from the Strategic Capacity Unallocated Reserve in line with paragraph 4.2.3 with such changes being made to Appendix F as

appropriate.

f) The Corporate Director – Children and Young People’s Service is authorised, in consultation with the Corporate Director, Strategic Resources and the Executive Members for Schools and Finance, to take the final decision on the allocation of the Schools Budget including High Needs, Early Years and the Central Schools Services Block (paragraph 3.1.16).

g) The Medium Term Financial Strategy for 2023/24 to 2025/26, and its caveats, as laid out in Section 3.0 and Appendix G is approved in line with the proposed council tax option.

h) The Corporate Director – Environment is authorised, in consultation with the Executive Members for Highways & Transportation and Open for Business, to carry out all necessary actions, including consultation where considered appropriate, to implement the range of savings as set out in Appendix B (ENV1 to 6).

i) The Corporate Director – Community Development is authorised, in consultation with the Executive Member for Planning for Growth, to carry out all necessary actions, including consultation where considered appropriate, to implement the range of savings as set out in Appendix B (CDS 1).

j) The Corporate Director – Health and Adult Services is authorised, in consultation with the Executive Members for HAS, to carry out all necessary actions, including consultation where he considers it appropriate, to implement the range of savings as set out in Appendix B (HAS 1 to 3).

k) The Corporate Director – Children and Young People’s Services is authorised, in consultation with the Executive Members for CYPS, to carry out all necessary actions, including consultation where he considers it appropriate, to implement the range of savings as set out in Appendix B (CYPS 1 to 5).

l) The Chief Executive is authorised, in consultation with the Executive Members for Central Services, to carry out all necessary actions, including consultation where he considers it appropriate, to implement the range of savings as set out in Appendix B (CS 1 to 3).

m) Any outcomes requiring changes following Recommendations h), 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 Council.

n) The proposed policy target for the minimum level of the General Working Balance is £62m in line with Appendix E.

o) £900k be provided annually to provide for a Member Locality Budget at £10k per annum per Member as set out in paragraph 4.8.2.

p) £50k be provided annually for each Area Constituency Committee to commission works they feel appropriate for their local areas as set out in paragraph 4.8.3 and to delegate authority to the Corporate Director, Community Development in consultation with the Executive Member for Planning for Growth to determine application of the scheme.

That the delegation arrangements referred to in Section 11 are agreed and that the Corporate Directors are authorised 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.

That the introduction of a council tax premium of 100% on second homes following consultation subject to the legislation receiving Royal Assent as currently drafted is confirmed.

That Council will have regard to the Public Sector Equality Duty (identified in Section 7 and Appendix J) in approving the Budget proposals contained in this report.

Council Tax Resolution Report

The recommendation at pages 25 of the report (page 14034 of the Minute Book) was moved and seconded.

A named vote was taken by roll call on the amendment regarding funding for environmental projects. The motion was declared defeated with 87 for, none against and no abstentions.

For: County Councillors Chris Aldred, Joy Andrews, Karl Arthur, Alyson Baker, Philip Barrett, Derek Bastiman, Philip Broadbank, Eric Broadbent, Barbara Brodigan, Andy Brown, Nick Brown, Lindsay Burr MBE, John Cattanaach, David Chance, Liz Colling, Mark Crane, Sam Cross, Gareth Dadd, Melanie Davis, Caroline Dickinson, Michelle Donohue-Moncrieff, Stephanie Duckett, Keane Duncan, Bridget Fortune, Kevin Foster, Richard Foster, Sam Gibbs, Caroline Goodrick, Hannah Gostlow, Bryn Griffiths, Tim Grogan, Michael Harrison, Paul Haslam, Robert Heseltine, Nathan Hull, David Ireton, George Jabbour, David Jeffels, Janet Jefferson, Tom Jones, Mike Jordan, Nigel Knapton, Andrew Lee, Carl Les, Cliff Lunn, John Mann, Pat Marsh, Steve Mason, Rich Maw, John McCartney, Heather Moorhouse, Andrew Murday, Simon Myers, David Noland, Bob Packham, Andy Paraskos, Stuart Parsons, Yvonne Peacock, Clive Pearson, Heather Phillips, Kirsty Poskitt, Jack Proud, John Ritchie, Janet Sanderson, Mike Schofield, Karin Sedgwick, Subash Sharma, Steve Shaw-Wright, Monika Slater, Andy Solloway, David Staveley, Neil Swannick, Roberta Swiers, Malcolm Taylor, Angus Thompson, Phil Trumper, Matt Walker, Arnold Warneken, Steve Watson, David Webster, John Weighell OBE, Greg White, Dave Whitfield, Annabel Wilkinson, Peter Wilkinson, Andrew Williams and Robert Windass.

Against: none.

Abstentions: none.

Resolved -

That the Council Tax Resolution be approved.

Capital Five Year Spending Plan and the Treasury Management Strategy 2023/24

These items were taken as one. The recommendation regarding the Capital Five Year Spending Plan at page 25 of the report (page 14034 of the Minute Book) and the recommendation regarding the Treasury Management Strategy 2023/24 at page 25 of the report (page 14034 of the Minute Book) were moved and seconded.

The vote was taken and the motion was declared carried, with 87 for, none against and no abstentions.

Resolved -

That the Capital Five Year Spending Plan be approved:

- a) Approve the consolidated Capital Plan summarised at Appendix A;
- b) Note the next steps in transitioning to the new unitary council; and
- c) Agree that no action be taken at this stage to allocate any additional capital resources (paragraph 6.7).

That the Treasury Management Strategy 2023/24 be approved:

- a) The Treasury Management Strategy Statement at Annex 1, consisting of the Annual Treasury Management Strategy (Section 1), Capital Prudential Indicators (Section 2), Borrowing Strategy (Section 3) and Annual Investment Strategy 2023/24 (Section 4), including in particular;
 - i. an authorised limit for external debt of £652.1m in 2023/24;
 - ii. an operational boundary for external debt of £631.1m in 2023/24;
 - iii. the Prudential and Treasury Indicators based on the Council's current and indicative spending plans for 2023/24 to 2025/26;
 - iv. a limit of £60m of the total cash sums available for investment (both in house and externally managed) to be invested in Non-Specified Investments over 365 days;
 - v. a Minimum Revenue Provision (MRP) policy for debt repayment to be charged to Revenue in 2023/24;
 - vi. the Corporate Director – Strategic Resources to report to the 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 Council;
- b) The Capital Strategy as attached as Annex 2;
- c) The Debt Recovery Policy set out at Annex 3;
- d) That the Audit Committee be invited to review Annex 1, 2 and 3 and submit any proposals to the Executive for consideration at the earliest opportunity.

84 Council Plan 2023-2027

County Councillor David Chance noted that the wording of the recommendation in the report had been updated to reflect that County Council was the decision maker.

The recommendation at page 312 of the main agenda (page 14333 of the Minute Book) was moved and seconded.

The vote was taken and the motion was declared carried, with 87 for, none against and no abstentions.

Resolved -

That the draft Council Plan be approved and that the Chief Executive Officer be authorised to make any necessary changes to the text, including reflecting decisions made by the County Council on the budget and Medium Term Financial Strategy, and updated performance data and key performance indicators.

85 New Constitution for North Yorkshire Council

New Constitution for North Yorkshire Council

The recommendations at pages 384 to 385 of the report (pages 14405 to 14406 of the Minute Book) were moved and seconded.

County Councillor David Chance stated that the name of the new Council as specified in the recommendations at (i) should read 'The North Yorkshire Council' and not 'North Yorkshire Council' as indicted in the report, which was an error.

An amendment was moved by County Councillor Bryn Griffiths and seconded by County Councillor Stuart Parsons, as per the Notice of Motion that was included in the agenda for the meeting at item 16, regarding time limits for questions and statements.

There followed a debate.

The vote was taken on the proposed amendment and the motion was declared defeated with 36 for, 51 against and no abstentions.

An amendment was moved by County Councillor Andy Brown and seconded by County Councillor David Noland regarding the Overview and Scrutiny Procedure Rules at page 662 in the agenda pack.

There followed a debate at the end of which it was agreed that the matter be referred to the Member Working Group on the Constitution for consideration and referral back to County Council.

County Councillor Kevin Foster withdrew an amendment that had previously been circulated to members in the Council Chamber regarding quoracy at meetings, as at page 600 in the agenda pack.

An amendment was moved by County Councillor Andy Brown and seconded by County Councillor Stuart Parsons regarding the appointment of Chairs of Overview and Scrutiny Committees at page 662 in the agenda pack.

There followed a debate.

County Councillor Tim Grogan moved that the vote be taken now. This was seconded. The vote was taken and the motion was declared carried with 72 for, 15 against and no abstentions.

The vote was taken on the proposed amendment and the motion was declared defeated with 38 for, 47 against and 1 abstention.

An amendment was moved by County Councillor Andy Brown and seconded by County Councillor Kevin Foster regarding the process for dealing with Motions, as at page 608 in the agenda pack.

The vote was taken on the proposed amendment and the motion was declared defeated with 33 for, 50 against and 2 abstentions.

County Councillor Andy Brown withdrew an amendment that had previously been circulated to members in the Council Chamber regarding the Terms of Reference for the Area Constituency Committees, as at page 511 in the agenda pack.

An amendment was moved by County Councillor Andrew Murday and seconded by County Councillor Chris Aldred regarding the Terms of Reference for the Area Constituency Committees, as at page 509 in the agenda pack.

The vote was taken on the proposed amendment and the motion was declared carried with 87 for, none against and no abstentions.

An amendment was moved by County Councillor Philip Broadbank and seconded by County

Councillor Steve Shaw-Wright regarding a move to the committee system of decision making with effect from the May 2023 AGM.

The vote was taken on the proposed amendment and the motion was declared defeated with 35 for, 51 against and 1 abstention.

An amendment was moved by County Councillor Stuart Parsons and seconded by County Councillor Andrew Williams regarding the Area Constituency Planning Committees have the right to elect their own Chairs and Vice Chairs.

There followed a debate.

County Councillor Andrew Lee moved that the vote be taken now. This was seconded. The vote was taken and the motion was declared carried with 55 for, 32 against and no abstentions.

The vote was taken on the proposed amendment and the motion was declared defeated with 40 for, 46 against and 1 abstention.

The vote was taken on the new Constitution for North Yorkshire Council, taking in account the amendments previously agreed, and declared carried with 54 for, 33 against and no abstentions.

County Councillor Stuart Parsons requested that his vote against the adoption of the Constitution be recorded in the minutes.

Resolved –

That, the new Constitution for the North Yorkshire Council be adopted and that:

- (i) the new unitary authority shall be known as “The North Yorkshire Council” from Vesting Day on 1 April 2023, in accordance with the North Yorkshire (Structural Changes) Order 2022;
- (ii) those officers listed in Article 12.06 be appointed to the posts identified, including the Chief Executive Officer as the Electoral Registration Officer and the Assistant Chief Executive Legal and Democratic Services as the Deputy Electoral Registration Officer and the Assistant Chief Executive Legal and Democratic Services be designated Proper Officer for any other proper officer function not specified in Article 12.06;
- (iii) the allocation and delegation of local choice functions and non-executive functions as set out in Part 3 of the Constitution at **Appendix 1** be approved;
- (iv) the proposed council committees, their size and suggested meeting frequency be established as set out at **Appendices 2 and 3** to this report;
- (v) Council makes appointments to the Licensing and Planning Committees prior to Vesting Day;
- (vi) Council makes appointments to the North York Moors National Park Authority and the Yorkshire Dales National Park Authority prior to Vesting Day;
- (vii) Council appointments to Outside Bodies as set out in the Schedule of Appointment to Outside Bodies in Part 3 Schedule 5 of the draft Constitution at **Appendix 1** and the inclusion of the updated Schedule of Appointments to Outside Bodies in the Constitution be approved;

- (viii) the Rules of Procedure set out in Part 4 of the draft Constitution at **Appendix 1** be approved;
- (ix) the Members' Code of Conduct, the draft Planning Code of Conduct and the other Protocols and Guidance Note set out in Part 5 of the draft Constitution at **Appendix 1** be approved;
- (x) the proposed NYC Constitution at **Appendix 1** be approved, to apply from Vesting Day on 1 April 2023 and the Assistant Chief Executive (Legal and Democratic Services) produce a non-tracked change version for publication;
- (xi) the operation of the new NYC Constitution be reviewed after one year;
- (xii) a delegation be made to the Assistant Chief Executive (Legal and Democratic Services) to enable the Assistant Chief Executive (Legal and Democratic Services) to make any further necessary consequential or other amendments to the Constitution for North Yorkshire Council to reflect and implement any further developments in the local government re-organisation process prior to Vesting Day on 1 April 2023, including but not limited to:
 - a) the inclusion of the Members' Allowances Scheme (and supporting guidance documents) once agreed under the separate process;
 - b) the inclusion of the administrative parts of the Constitution such as the cover page, contents page and index once the detailed drafting of the Constitution is complete and the content has been approved;
 - c) the making of any necessary textual revisions to ensure that the separate sections of the Constitution are consistent and work together as a whole;
- (xiii) any specific delegation made, and any authorisation, to officers in force immediately prior to Vesting Day shall continue in force on and after Vesting Day, and any action taken thereunder shall remain valid, unless and until it is superseded by a further delegation or authorisation.
- (xiv) The amendment proposed by County Councillor Andy Brown and seconded by County Councillor David Noland, regarding voting representatives on the Children and Families overview and scrutiny committee as stated in the Overview and Scrutiny Procedure Rules, Section 4.1 (page 662 in the agenda pack), be referred to the Member Working Group on the Constitution for consideration.
- (xv) The Terms of Reference in Part 2 schedule 12 of the Constitution, concerning Area Constituency Committees, is amended from:

The Constituency Committee should empower and enable delivery of Community Area Action Plans and other local priorities brought to its attention by Division Members, Community Networks and members of the population.

To:

The Constituency Committee should empower and enable delivery of Community Area Action Plans and other local priorities brought to its attention by Division Members, Town and Parish Councils, Community Networks and members of the population.

The Chairman, County Councillor David Ireton, adjourned the meeting to recommence at 10.30am on Friday 24 February 2023.

The meeting was adjourned at 5.00pm.

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

The quarterly meeting of the County Council was reconvened at 10.32am on Friday 24 February 2023, having been adjourned from Wednesday 22 February 2023.

The Chairman, County Councillor David Ireton, made announcements and reminded members of the arrangements for the meeting.

Apologies were recorded from County Councillor John McCartney, Tony Randerson and Pat Marsh.

Report of the Member Working Group on Planning

The recommendations at page 848 of the agenda pack (pages 14869 to 14870 of the Minute Book) was moved and seconded.

A vote was taken and the motion was declared carried with 73 for, none against and 14 abstentions.

Resolved -

That:

1. A single local plan is prepared and progressed as far as possible within five years and:
 - a. Work on the new local plan should start as soon as possible
 - b. A separate Minerals and Waste Local Plan is prepared
 - c. The following plan reviews should be halted in order to focus resources on preparing a new Local Plan:
 - Craven Local Plan
 - Hambleton Local Plan
 - Harrogate District Local Plan
 - Richmondshire Local Plan
 - Scarborough Borough Local Plan.
2. The following reviews should continue:
 - Harrogate: Maltkiln New Settlement DPD
 - The Ryedale Plan
 - Selby Local Plan
 - Minerals and Waste Joint Plan
3. An Interim LDS, including key milestones and programme management arrangements, is prepared on the basis of the above recommendations
4. A specific report is prepared setting out the required evidence base and associated costs/resource to support the preparation of the new plan
5. Formal governance arrangements should also be established to oversee plan making ahead of transformational change.

be approved.

Admission Arrangements 2024/25

The recommendation at page 855 of the agenda pack (page 14870 of the Minute Book) was moved and seconded.

A vote was taken and the motion was declared carried with 87 for, none against and no abstentions.

Resolved -

That:

- i) the proposed co-ordinated admission arrangements (Appendix 1)
- ii) the proposed co-ordinated in year admission arrangements (Appendix 1a)
- iii) the proposed admission policy for community and voluntary controlled schools (Appendix 2)
- iv) the proposed admission policy for nursery schools, schools with nursery classes and pre-reception classes, (Appendix 3)
- v) the proposed published admission numbers (PAN's) for community and voluntary controlled schools as shown in appendices 4 (Primary) and 5 (Secondary)

be approved.

Housing Revenue Account Budget 2023/24

The recommendation at page 849 of the agenda pack (page 14870 of the Minute Book) was moved and seconded.

A vote was taken and the motion was declared carried with 84 for, 2 against and 1 abstention.

Resolved -

That:

- a) the HRA budget for 2023/24 as set out in paragraph 4.3, being a net expenditure of £2,219k to be funded from the HRA working balance.
- b) an increase of 7% be applied to social, affordable and hostel rents from 1 April 2023;
- c) an increase of 2% be applied to shared ownership rents from 1 April 2023.

be approved.

North Yorkshire Council Pay Policy

The recommendation at page 850 of the agenda pack (page 14871 of the Minute Book) was moved and seconded.

A vote was taken and the motion was declared carried with 87 for, none against and no abstentions.

Resolved -

That the North Yorkshire Council Pay Policy for 2023/24 be approved for publication.

Counter Fraud Policies

The recommendation at page 850 of the agenda pack (page 14871 of the Minute Book) was moved and seconded.

A vote was taken and the motion was declared carried with 87 for, none against and no abstentions.

Resolved -

That the Counter Fraud Policies be approved.

Risk Management Policy

The recommendation at page 850 of the agenda pack (page 14871 of the Minute Book) was moved and seconded.

A vote was taken and the motion was declared carried with 87 for, none against and no abstentions.

Resolved -

That the Risk Management Policy be approved.

Approval of Appointment and Remuneration of Corporate Directors

The recommendation at page 851 of the agenda pack (page 14872 of the Minute Book) was moved and seconded.

It was noted that the correct start date for Nic Harne was 6 March 2023.

A vote was taken and the motion was declared carried with 87 for, none against and no abstentions.

Resolved -

- i) That the appointments of Gary Fielding as Corporate Director Resources and Karl Battersby as Corporate Director of Environment for North Yorkshire Council wef 1 April 2023 and the appointment of Nicholas Harne as Corporate Director Community Development for North Yorkshire Council wef 6 March 2023 be approved.
- ii) That the proposed Chief Officer salary range from £129k to £150k, with 4 incremental progression points, (£129,000 to £133,967 to £139,125 to £144,481 to £150,044) be approved.

Devolution Deal for York and North Yorkshire – Consideration of consultation and decision whether to proceed

The recommendation at page 851 of the agenda pack (pages 14872 to 14873 of the Minute Book) was moved and seconded.

There followed a debate.

It was moved and seconded that the vote be taken now. The vote was taken and the motion was declared carried with 81 for, 6 against and no abstentions.

A vote was taken on the substantive motion and it was declared carried with 68 for, 5 against and 14 abstentions.

County Councillor Stuart Parsons requested that his vote against the motion be recorded in the minutes.

Resolved -

That the following are approved:

- i. The submission of a Consultation Summary Report to Government.
- ii. The amendments to the Scheme and proposals for the operating model of the Combined Authority outlined in paragraphs 4.69 to 4.72, for submission to Government.
- iii. The delegation of authority to the Chief Executive, in consultation with the Leader of the Council, to undertake any action necessary to submit the Consultation Summary Report and Scheme to Government, in line with recommendations (i) and (ii).
- iv. The amendments to the Terms of Reference for the York and North Yorkshire Joint Devolution Committee outlined in paragraphs 6.1 to 6.5 and attached at Appendix 2
- v. The delegation of authority to the Chief Executive, in consultation with the Leader of the Council, to undertake any action necessary to provide consent to the Order facilitating the creation of the Combined Authority in line with the scheme submitted to Government, as outlined in paragraphs 8.1 to 8.5.

Consider the outcome of the consultation on Taxi Licensing Policy and Conditions

The recommendation at page 852 of the agenda pack (page 14873 of the Minute Book) was moved and seconded.

County Councillor Derek Bastiman noted that there were two additional recommendations from the Executive meeting on 21 February 2023, which were not included in the report to County Council, as below:

5. The LGR Licensing Members Working Group hold a further meeting in 3 months' time to consider the draft public consultation arising from the development of an Inclusive Service Plan, and to provide an opportunity for all members to feed in proposals for any further revisions required to the new Hackney Carriage and Private Hire Licensing Policy.

6. The license fees for any new applications and renewals for WAVs be waived until such time as the Inclusive Service Plan is completed, and any subsequent changes to the Policy implemented.

County Councillor Yvonne Peacock left the room having previously declared an interest.

A vote was taken and the motion was declared carried with 86 for, 1 against and no abstentions.

Resolved -

That the following be approved:

1. to pass a resolution that the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976 (other than section 45) shall be adopted within the administrative area of North Yorkshire Council, with effect on the 1 April 2023, with the caveat of the decision only taking effect if the Hackney Carriage and Private Hire Licensing Policy has been adopted on 1 April 2023;

2. Adopt the proposed Hackney Carriage and Private Hire Licensing Policy as shown in Appendix 1 of the report dated 7 February 2023, with the amendment identified in paragraph 2.4;
3. if adopted, to authorise the approval of minor and inconsequential amendments to the policy from time-to-time by a senior officer to reflect legislative changes or correct any inaccuracies;
4. if adopted to give approval for an Inclusive Service Plan to be implemented within 12 months of adoption.
5. The LGR Licensing Members Working Group hold a further meeting in 3 months' time to consider the draft public consultation arising from the development of an Inclusive Service Plan, and to provide an opportunity for all members to feed in proposals for any further revisions required to the new Hackney Carriage and Private Hire Licensing Policy.
6. The license fees for any new applications and renewals for WAVs be waived until such time as the Inclusive Service Plan is completed, and any subsequent changes to the Policy implemented.

87 Admission Arrangements (school)

This was considered under agenda item 12 – the Report and Recommendations of the Executive.

88 Independent Remuneration Panel Recommendations for 2023/24 (Member Allowances)

Independent Remuneration Panel Recommendations for 2023/24

The recommendations at page 916 of the agenda pack (page 14937 of the Minute Book) were moved and seconded.

A vote was taken and the motion was declared carried with 84 for, 1 against and 2 abstentions.

Resolved –

That the following be approved:

- a. A Basic Allowance for 2023/24 of £15,500
- b. Special Responsibility Allowances as detailed in Appendix 3
- c. That Councillors are invited to voluntarily return a proportion of their allowance if their attendance falls below a benchmark of 66%, except where there are mitigating circumstances such as illness, in line with the existing scheme for Councillors
- d. That, if there are any increases in the travel and subsistence rates payable to staff, a similar increase be made to the rates in the Members' Allowances Scheme, to come into effect at the same time.

89 Appointments to Committees and Outside Bodies

Appointments to Committees and Outside Bodies

The paper detailing all of the proposed appointments to the Strategic Planning Committee, the six Area Constituency Planning Committees, the General Licensing and Registration Committee, the Statutory Licensing Committee, the North York Moors National Park Authority and the Yorkshire Dales National Park Authority had been marked as 'To Follow' at the point that the papers for the Council meeting were published. The paper was

circulated to all councillors by email on 23 February 2023 and published on 24 February 2023.

The recommendation at paragraph 14 of the report was moved by County Councillor Carl Les and seconded.

An amendment was moved by County Councillor Bryn Griffiths and seconded that County Councillor Mike Schofield replace County Council Chris Aldred on the General Licensing and Registration Committee and the Statutory Licensing Committee.

The vote was taken and the amendments unanimously supported.

A paper was circulated to all councillors by email on 23 February 2023 with the proposed Chairs and Vice Chairs of the planning and licensing committees.

The recommendations were moved by County Councillor Carl Les and seconded.

An amendment was moved by County Councillor Andy Brown and seconded by County Councillor David Noland proposing County Councillor Andy Brown as Vice Chair of the Skipton and Ripon Area Constituency planning Committee.

The vote was taken and the motion defeated with 26 for, 51 against and no abstentions.

The vote was taken on the substantive recommendations and declared carried, with 87 for, none against and no abstentions.

Resolved -

Appointments to the Strategic Planning Committee, the six Area Constituency Planning Committees, the General Licensing and Registration Committee, the Statutory Licensing Committee, the North York Moors National Park Authority and the Yorkshire Dales National Park Authority as below:

Strategic Planning Committee

	Councillors Names	Political Group
1	TAYLOR, Malcolm	Conservative
2	PARASKOS, Andy (Chair)	Conservative
3	MANN, John	Conservative
4	PEACOCK, Yvonne	Conservative
5	FOSTER, Richard	Conservative
6	SWIERS, Roberta	Conservative
7	LEE, Andrew	Conservative
8	JONES, Tom	Conservative
9	MASON, Steve	Liberal Democrats and Liberals
10	LACEY, Peter	Liberal Democrats and Liberals
11	PACKHAM, Bob (Vice Chair)	Labour
12	SWANNICK, Neil	Labour
13	MCCARTNEY, John	North Yorkshire Independent
14	BROWN, Andy	Green Party
15	CROSS, Sam	Unaffiliated Independent

Harrogate and Knaresborough Area Constituency Planning Committee

	Councillors Name	Political Group
1	MANN, John	Conservative
2	HASLAM, Paul (Vice Chair)	Conservative
3	WINDASS, Robert	Conservative
4	ALDRED, Chris	Liberal Democrat and Liberals
5	BROADBANK, Philip	Liberal Democrat and Liberals
6	MARSH, Pat (Chair)	Liberal Democrat and Liberals
7	GOSTLOW, Hannah	Liberal Democrat and Liberals

Skipton and Ripon Area Constituency Planning Committee

	Councillors Name	Political Group
1	HULL, Nathan (Chair)	Conservative
2	BROWN, Nick	Conservative
3	IRETON, David	Conservative
4	BRODIGAN, Barbara	Liberal Democrat and Liberal
5	WILLIAMS, Andrew (Vice Chair)	North Yorkshire Independent
6	BROWN, Andy	Green Party
7	HESELTINE, Robert	Independent Unaffiliated

Richmond (Yorks) Area Constituency Planning Committee

	Councillors Name	Political Group
1	WEBSTER, David (Chair)	Conservative
2	FORTUNE, Bridget	Conservative
3	MOORHOUSE, Heather (Vice Chair)	Conservative
4	WATSON, Steve	Conservative
5	DICKINSON, Caroline	Conservative
6	SEDGWICK, Karin	Conservative
7	PARSONS, Stuart	North Yorkshire Independent

Selby and Ainsty Area Constituency Planning Committee

	Councillors Name	Political Group
1	CRANE, Mark	Conservative
2	JORDAN, Mike	Conservative
3	LUNN, Cliff	Conservative
4	PACKHAM, Bob (Vice Chair)	Labour
5	SHAW-WRIGHT, Steve	Labour
6	CATTANCH, John (Chair)	North Yorkshire Independent
7	WARNEKEN, Arnold	Green Party

Thirsk and Malton Area Constituency Planning Committee

	Councillors Name	Political Group
1	KNAPTON, Nigel	Conservative
2	JABBOUR, George (Vice Chair)	Conservative
3	TAYLOR, Malcolm	Conservative
4	BAKER, Alyson	Conservative
5	ANDREWS, Joy	Liberal Democrats and Liberal
6	BURR, Lindsay	North Yorkshire Independent

7	GOODRICK, Caroline (Chair)	Unaffiliated Independent
---	----------------------------	--------------------------

Scarborough and Whitby Area Constituency Planning Committee

	Councillors Name	Political Group
1	PEARSON, Clive	Conservative
2	PHILIPS, Heather	Conservative
3	TRUMPER, Phil (Chair)	Conservative
4	BROADBENT, Eric	Labour
5	MAW, Rich	Labour
6	SHARMA, Subash (Vice Chair)	Labour
7	JEFFERSON, Janet	North Yorkshire Independent

General Licensing and Registration Committee

	Councillors Name	Political Group
1	THOMPSON, Angus	Conservative
2	TAYLOR, Malcolm	Conservative
3	WILKINSON, Peter	Conservative
4	JORDAN, Mike	Conservative
5	SWIERS, Roberta	Conservative
6	BAKER, Alyson	Conservative
7	PARASKOS, Andy	Conservative
8	GROGAN, Tim (Chair)	Conservative
9	JABBOUR, George	Conservative
10	MANN, John	Conservative
11	HASLAM, Paul	Conservative
12	JONES, Tom	Conservative
13	FOSTER, Richard	Conservative
14	SCHOFIELD, Mike	Liberal Democrats and Liberal
15	MASON, Steve	Liberal Democrats and Liberal
16	BRODIGAN, Barbara	Liberal Democrats and Liberal
17	CUNLIFFE-LISTER, Felicity	Liberal Democrats and Liberal
18	SHARMA, Subash	Labour
19	PROUD, Jack	Labour
20	DUCKETT, Stephanie	Labour
21	DONOHUE-MONCRIEFF, Michelle	North Yorkshire Independent
22	CATTANACH, John	North Yorkshire Independent
23	FOSTER, Kevin (Vice Chair)	Green Party
24	SOLLOWAY, Andy	Unaffiliated Independent
25	HESELTINE, Robert	Unaffiliated Independent

Statutory Licensing Committee

	Councillors Name	Political Group
1	THOMPSON, Angus	Conservative
2	TAYLOR, Malcolm	Conservative
3	WILKINSON, Peter	Conservative
4	JORDAN, Mike	Conservative
5	SWIERS, Roberta	Conservative
6	BAKER, Alyson	Conservative
7	PARASKOS, Andy	Conservative
8	GROGAN, Tim (Chair)	Conservative
9	SCHOFIELD, Mike	Liberal Democrat and Liberal

10	MASON, Steve	Liberal Democrat and Liberal
11	SHARMA, Subash	Labour
12	DUCKETT, Stephanie	Labour
13	DONOHUE-MONCRIEFF, Michelle	North Yorkshire Independent
14	FOSTER, Kevin (Vice Chair)	Green Party
15	POSKITT, Kirsty	Unaffiliated Independent

North York Moors National Park Authority

	Councillors Name	Political Group
1	JEFFELS, David	Conservative
2	MOORHOUSE, Heather	Conservative
3	PEARSON, Clive	Conservative
4	JABBOUR, George	Conservative
5	FORTUNE, Bridget	Conservative
6	ANDREWS, Joy	Liberal Democrat and Liberal
7	RITCHIE, John	Labour
8	DONOHUE-MONCRIEFF, Michelle	North Yorkshire Independent
9	WARNEKEN, Arnold	Green Party

Yorkshire Dales National Park Authority

	Councillors Name	Political Group
1	PEACOCK, Yvonne	Conservative
2	FOSTER, Richard	Conservative
3	IRETON, David	Conservative
4	SEDGWICK, Karin	Conservative
5	MYERS, Simon	Conservative
6	HESELTINE, Robert	Unaffiliated Independent (Conservative allocated seat)
7	MURDAY, Andrew	Liberal Democrat and Liberal
8	SHAW-WRIGHT, Steve	Labour
9	PARSONS, Stuart	North Yorkshire Independent
10	NOLAND, David	Green Party

90 Statements of Executive Members and Chairmen of Overview and Scrutiny Committees

Statements of Executive Members, in the order set out below, followed by the Statements of the Chairmen of the Overview and Scrutiny Committees.

91 Executive Member for Corporate Services - County Councillor David Chance

County Councillor David Chance, Executive Member for Corporate Services, made a statement and answered questions. A summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 14966 to 14970).

92 Executive Member for Highways and Transportation - County Councillor Keane Duncan

County Councillor Keane Duncan, Executive Member for Highways and Transportation, made a statement and answered questions. A summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 14972 to 14973).

The Chairman, County Councillor David Ireton, adjourned the meeting of the County Council for lunch at 1.00pm.

The meeting was reconvened at 1.45pm.

93 Executive Member for Health and Adult Services - County Councillor Michael Harrison

County Councillor Michael Harrison, Executive Member for Health and Adult Services, made a statement and answered questions. A summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 14974 to 14975).

94 Executive Member for Planning for Growth - County Councillor Simon Myers

County Councillor Simon Myers, Executive Member for Planning for Growth, made a statement. A summary of the key points of which had previously been circulated and which appears in the Minute Book (page 14976).

95 Executive Member for Children and Young People's Service - County Councillor Janet Sanderson

County Councillor Janet Sanderson, Executive Member for Children's Services, made a statement, a summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 14978 to 14982).

96 Executive Member for Working in Localities - County Councillor Greg White

County Councillor Greg White, Executive Member for Working in localities, made a statement and answered questions. A summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 14984 to 14990).

97 Executive Member for Education, Learning and Skills - County Councillor Annabel Wilkinson

County Councillor Annabel Wilkinson, Executive Member for Education and Skills, answered questions. A summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 14992 to 14994).

98 Executive Member for Finance, Assets and Resources and Special Projects - County Councillor Gareth Dadd

County Councillor Gareth Dadd, Executive Member for Finance and Assets and Special Projects, made a statement and answered questions. A summary of the key points of which had previously been circulated and which appears in the Minute Book (page 14996).

99 Executive Member for Open to Business - County Councillor Derek Bastiman

County Councillor Derek Bastiman, Executive Member for Open to Business, answered questions. A summary of the key points of which had previously been circulated and which appears in the Minute Book (pages 14996 to 14999).

100 Scrutiny Board (Chair: County Councillor Karin Sedgwick)

The written statement of County Councillor Karin Sedgwick having previously been circulated, and which appears in the Minute Book (page 15000), was noted.

101 Scrutiny of Health (Chair: County Councillor Andrew Lee)

The written statement of County Councillor Andrew Lee having previously been circulated, and which appears in the Minute Book (pages 15002 to 15004), was noted.

102 Transport, Economy and Environment Overview and Scrutiny Committee (Chair: County Councillor David Staveley)

The written statement of County Councillor David Staveley having previously been circulated, and which appears in the Minute Book (pages 15006 to 15007), was noted.

103 Young People Overview and Scrutiny Committee (Chair: County Councillor Barbara Brodigan)

The written statement of County Councillor Barbara Brodigan having previously been circulated, and which appears in the Minute Book (pages 15008 to 15010), was noted.

104 Transition (LGR) Overview and Scrutiny Committee (Chair: County Councillor Malcolm Taylor)

The written statement of County Councillor Malcolm Taylor having previously been circulated, and which appears in the Minute Book (pages 15012 to 15013), was noted.

105 Care and Independence Overview and Scrutiny Committee (Chair: County Councillor Karin Sedgwick)

The written statement of County Councillor Karin Sedgwick having previously been circulated, and which appears in the Minute Book (pages 15014 to 15016), was noted.

106 Corporate and Partnerships Overview and Scrutiny Committee (Chair: County Councillor David Ireton)

The written statement of County Councillor David Ireton having previously been circulated, and which appears in the Minute Book (page 15018), was noted.

107 Notices of Motion

The Chairman, County Councillor David Ireton, noted that the Motion regarding the Constitution has been dealt with as an amendment to agenda item 11.

108 Motion on Fairer Tax - Recommendation from the Executive

Response to the Motion referred from County Council on Fair Tax to the Executive at the

meeting of the County Council on 16 November 2023

The motion was moved by County Councillor Liz Colling and seconded by County Councillor Neil Swannick.

There was a debate at the end of which the vote was taken. The motion was declared carried with 74 for, none against and no abstentions.

109 Motion on Fracking Activities - Recommendation from the Executive

Response to the Motion referred from County Council on fracking activities for oil and gas in North Yorkshire that was referred to the Executive at the meeting of the County Council on 16 November 2023

The motion was moved by County Councillor Bryn Griffiths and seconded by County Councillor Arnold Warneken.

County Councillor Steve Mason left the room having previously declared an interest.

County Councillor Bryn Griffiths requested that the debate upon the motion be deferred to the May AGM to enable further investigation to be undertaken on the legal matters arising.

The Chairman, County Councillor David Ireton, ruled that the matter be dealt with at the meeting today.

There was a debate at the end of which the vote was taken. The motion was declared defeated with 25 for, 44 against and 5 abstentions.

110 Use of special urgency procedures since the last meeting of County Council - Report of the Leader

The report on the Use of Special Urgency Procedures since the last meeting of the County Council in November 2022 was considered and the recommendation at page 1013 of the agenda pack (page 15046 of the Minute Book) was moved and seconded.

Resolved –

That the report on the Use of Special Urgency Procedures since the last meeting of the County Council in November 2022, be noted.

111 Council Procedure Rule 10 Questions

There were no Council Procedure Rule 10 questions.

The Chairman, County Councillor David Ireton, noted that this was the last Full Council meeting of North Yorkshire County Council.

The meeting ended at 3pm.

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF CLLR CARL LES

Transition

The transition from 8 authorities into 1 has gone very smoothly, largely due to the excellent team work and very detailed preparation by officers from both tiers of local government and all Councils. Where problems have arisen they have been dealt with quickly and successfully. Members hearing of any difficulties should report them to the centre.

We now move on into the next phase of integrating services to start to find the efficiency savings that are so vital to our financial future.

Executive

At a time of great change it is important to maintain some continuity. I have kept the same colleagues in post on the Executive Committee, but before transition I recast some of the roles of the Executive. I communicated the headline roles at the time but today their portfolios are listed in more detail. I want to thank them all for the work they did in the last year of the County Council, and for the work that is to come for North Yorkshire Council.

We will reintroduce informal meetings at least once a year between the Executive and Area Constituency Committee members at locations in the constituencies. These were seen as valuable in the past, and I hope they will be again. We are working on a schedule for the first meetings which will be communicated to all Members.

I have also expressed a wish to hold some Executive Committee meetings in a range of locations across the County, and suitable dates and venues are being sought within our set conditions of public access, access for people with disabilities, and availability of web-streaming facilities.

National Infrastructure Commission

One of our challenges going forward will be the provision of adequate infrastructure to support our ambitions in the Council Plan, a provision either of our own investment, or investment by others. I was pleased to welcome members of the National Infrastructure Commission to NYC recently. Their task is to identify barriers to growth, and importantly opportunities to overcome those barriers. We invited key people from our own operations, together with private sector executives, to discuss topics such as digital connectivity, waste management, electricity grid capacity, energy creation, the circular economy and transport, within an over-arching theme of carbon reduction. They play a senior role in government, reporting directly to the Chancellor, and we have offered to be a rural pilot location.

Devolution

Since the debate in February, and the positive result from our Council and the City of York, we have sent our decision to move forward, along with the response to the public consultation, to Government. It is now for them to consider this and to reach the final conclusion in our desire to introduce devolution of powers to our region, creating a Combined Authority and enabling the election of a Mayor in May 2024. From on-going

discussions with Government we believe this is progressing well and we hope for a positive outcome before the summer Parliamentary recess. Meetings of the devolution joint committee have been on hold whilst the City of York Council election campaigns have been running, and will recommence once the leadership of the new Council is confirmed. In the meantime work is ongoing by officers to evaluate sites and options put forward for the two funds passported to us ahead of the MCA being formed ie, Brownfield Sites and Net Zero initiatives.

CARL LES

**NORTH YORKSHIRE COUNCIL
17 May 2023
REPORT OF THE EXECUTIVE**

1.0 PURPOSE OF THE REPORT

- 1.1 To provide Full Council with details of reports received and decisions made by the Executive and any subsequent recommendations to Full Council since the last meeting of the Full Council (County Council) on 22 and 24 February 2023.

2.0 DETAILS OF THE MEETINGS

- 2.1 The following sections provide details of decisions made by the Executive and recommendations to the Full Council since its last meeting on 22 and 24 February 2023. The meetings were held on the following dates: 21 February 2023 (Performance Monitoring) and 21 March 2023 as North Yorkshire County Council, and 18 April 2023, 2 May 2023 and 9 May 2023 as North Yorkshire Council.

- 2.2 A meeting of the Executive scheduled for 14 March 2023 was cancelled.

2.3 21 February 2023 Executive Meeting

The Executive Members met on Tuesday 21 February 2023. Attending the meeting were: County Councillor Carl Les in the Chair and County Councillors Gareth Dadd, Derek Bastiman, Michael Harrison, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: County Councillors David Ireton, Karin Sedgwick, Paul Haslam, Alyson Baker, Barbara Brodigan, Caroline Dickinson, George Jabbour, Andrew Lee and Malcolm Taylor.

Substantive agenda items were:

- Q3 Performance Monitoring and Budget Report
- North Yorkshire Hackney Carriage and Private Hire Licensing Policy 2023 and Adoption of the Local Government (Miscellaneous Provisions) Act 1976
Creation of new Property and Estates Company – Align 2
- Closure of Scarborough & Ryedale Community Health and Social Care
- Appointments to Committees and Outside Bodies.

The link to the reports and minutes from this meeting is as follows:

[Agenda for Executive on Tuesday, 21st February, 2023, 11.00 am | North Yorkshire Council](#)

A verbal update was provided by County Councillor Derek Bastiman at the re-convened meeting of the County Council held on 24 February 2023 regarding the item on the North Yorkshire Hackney Carriage and Private Hire Licensing Policy 2023 and Adoption of the Local Government (Miscellaneous Provisions) Act 1976.

2.4 21 March 2023 Executive Meeting

The Executive Members met on Tuesday 21 March 2023. Attending the meeting were: County Councillor Carl Les in the Chair and County Councillors Gareth Dadd, Derek

Bastiman, Michael Harrison, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: County Councillors Caroline Dickinson, Paul Haslam, Nick Brown and George Jabbour.

Substantive agenda items were:

- Approval of Customer Service Standards and Policies
- Proposal to close Hovingham CE VC Primary School, Hovingham
- Skelton Newby Hall CE VC Primary School – School Closure Proposal
- Harmonised Fee Structure for Hackney Carriage and Private Hire Licensing across North Yorkshire from 1 April 2023
- Approval of North Yorkshire Council Maximum table of fares for Hackney Carriage Drivers from 1 April 2023.
- A59 Kex Gill Project Development – Grant Acceptance.
- Recommendation from the Audit Committee.
- Appointments to Committees and Outside Bodies.

The link to the reports and minutes from this meeting is as follows:

[Agenda for Executive on Tuesday, 21st March, 2023, 11.00 am | North Yorkshire Council](#)

The scheduled agenda item on Community Networks was deferred to a later Executive meeting date to allow extra time for officers to develop a robust proposal.

2.5 **18 April 2023 Executive Meeting**

The Executive Members met on Tuesday 18 April 2023. Attending the meeting were: Councillor Carl Les in the Chair and Councillors Gareth Dadd, Derek Bastiman, Michael Harrison, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: Councillors Paul Haslam, George Jabbour and Neil Swannick.

Substantive agenda items were:

- Lowering the Age Range of Overdale Community Primary School
- Proposal to amalgamate Caedmon College Whitby and Eskdale School
- Appointments to Committees and Outside Bodies
- Area Constituency Committee Feedback Report.

The link to the reports and minutes from this meeting is as follows:

[Agenda for Executive on Tuesday, 18th April, 2023, 11.00 am | North Yorkshire Council](#)

2.6 **2 May 2023 Executive Meeting**

The Executive Members met on Tuesday 2 May 2023. Attending the meeting were: Councillor Carl Les in the Chair and Councillors Gareth Dadd, Derek Bastiman, Michael Harrison, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: Councillors Paul Haslam, George Jabbour and Bryn Griffiths.

Substantive agenda items were:

- Local Area Special Educational Need and Disability Strategy
- Approval of Housing Complaints Policy
- NYC Electric Vehicle Public Charging Infrastructure Rollout Strategy
- Appointments to Committees and outside Bodies
- Implications of TUPE.

The link to the reports and minutes from this meeting is as follows:

[Agenda for Executive on Tuesday, 2nd May, 2023, 11.00 am | North Yorkshire Council](#)

2.5 **9 May 2023 Executive Meeting**

The Executive Members met on Tuesday 9 May 2023. The Executive Members met on Tuesday 2 May 2023. Attending the meeting were: Councillor Carl Les in the Chair and Councillors Gareth Dadd, Derek Bastiman, Michael Harrison, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: Councillors

Substantive agenda items were:

- Waste Collections – Separate Collection of Food Waste.

The link to the reports and minutes from this meeting is as follows:

[Agenda for Executive on Tuesday, 9th May, 2023, 11.00 am | North Yorkshire Council](#)

3.0 **MATTERS FOR APPROVAL/INFORMATION AT FULL COUNCIL**

3.1 The Executive considered the reports and resolved to recommend the following to the meeting of Full Council for consideration:

3.2 **Local Area Special Educational Need and Disability Strategy**

This item was considered at the meeting of the Executive on 2 May 2023, where Executive recommended to Council on 17 May 2023, that the Local Area Special Educational Need and Disability Strategy be formally approved and adopted.

RECOMMENDATION:

- i) That the Local Area Special Educational Need and Disability Strategy be formally approved and adopted.

Link to report - [Local Area SEND Strategy Executive Report 2nd May 2023.pdf \(northyorks.gov.uk\)](#)

3.3 **Implications of TUPE**

This item was considered at the meeting of the Executive on 2 May 2023, where the Executive recommended to Council on 17 May 2023 that it approves the estimated costs outlined in Appendix 1 (confidential as it contained exempt information) and approved submission of the estimated costs to full Council.

RECOMMENDATION:

- i) That Council approves the estimated costs, as detailed in para 6.1 of the report, as they are over £100,000.

Link to report - [Implications of TUPE](#)

3.4 Waste Collections – Separate Collection of Food Waste

This item was considered at the meeting of the Executive on 9 May 2023, where the Executive recommended to Council on 17 May 2023 that the DEFRA transitional arrangements be accepted and that options are explored for the separate collection of food waste at an earlier implementation date.

RECOMMENDATIONS:

- i) To accept the DEFRA transitional arrangement to implement separately collected food waste across North Yorkshire from 1 February 2043;
- ii) To explore options for NYC to implement separately collected food waste at an earlier implementation date and to engage with DEFRA and Government to ensure that an earlier implementation date does not negatively affect our eligibility for funding.

Link to report - [Waste Collection Report.pdf \(northyorks.gov.uk\)](#)

4.0 FINANCIAL IMPLICATIONS

4.1 The financial implications are addressed in the reports that went to the Executive.

5.0 LEGAL IMPLICATIONS

5.1 The legal implications are addressed in the reports that went to the Executive.

6.0 EQUALITIES IMPLICATIONS

6.1 The equalities implications are addressed in the reports that went to the Executive.

7.0 CLIMATE CHANGE IMPLICATIONS

7.1 The climate change implications are addressed in the reports that went to the Executive.

Councillor Carl Les
Leader

North Yorkshire Council
County Hall
Northallerton

9 May 2023

NORTH YORKSHIRE COUNCIL
17 May 2023
**Proposed Governance Changes to the North Yorkshire Police,
Fire and Crime Panel**

Report of the Assistant Chief Executive Legal and Democratic Services

1.0 PURPOSE OF REPORT

- 1.1 To seek the agreement of the council to implementation of changes around the governance and membership arrangements of the North Yorkshire Police, Fire and Crime Panel.

2.0 BACKGROUND

- 2.1 The North Yorkshire Police, Fire and Crime Panel (“the PFC Panel”) is a joint committee of North Yorkshire Council and City of York Council. Its role is to ensure a ‘check and balance’ function is undertaken in relation to the performance of the Police, Fire and Crime Commissioner for North Yorkshire.
- 2.2 Legally, the Panel must comprise ten councillor Members, who represent the police force area of York and North Yorkshire. Prior to local government reorganisation (“LGR”) in April 2023, the weighting of Panel seats represented eight for North Yorkshire (made up of appointees from the district/borough councils and North Yorkshire County Council) and two seats for City of York. It is now incumbent on the two member councils to agree a suitable weighting of allocated seats and this paper sets out a proposal to that effect.
- 2.3 Additionally, the Panel would like to take the opportunity of reviewing governance and membership arrangements to recommend that a Substitute Member scheme is agreed. Furthermore, that the Panel reduces its current make-up of having two Vice Chairs to having just one Vice Chair.
- 2.4 These proposals must be taken to each of North Yorkshire Council and City of York Council respectively.
- 2.5 By way of broader context, just to note that subject to government approval, following mayoral elections in 2024, it is anticipated that the office of Police, Fire and Crime Commissioner will sit within the remit of the mayoral office. The PFC Panel will continue as currently under these arrangements in its scrutiny of the performance of the Commissioner’s role.

3.0 SEAT WEIGHTING ON THE PANEL

- 3.1 There is no statutory guidance as to how the allocation of the ten councillor seats should be split across the constituent authorities. The legal requirement is that the authorities which make up the Panel determine their own arrangements in this respect and that any modifications to these arrangements are agreed by each member authority. The Panel created its own Arrangements in 2012 and these set out that eight Members are appointed from North Yorkshire area and two are appointed from York. However, this was partly to recognise that there should be an elected representative from each district/borough council and also one from North Yorkshire County Council, hence eight North Yorkshire Members.

- 3.2 Having sought guidance from the Home Office as to whether there are any additional governance considerations for the Panel following LGR, the Home Office has advised that the Panel may need to review its seat allocation across the two Appointing Authorities in relation to population size. This is due to the fact that the consequence of a move to unitary can impact on geographical balance.
- 3.3 The population of York is around 211,000. The population of North Yorkshire is approximately 620,000. York therefore roughly speaking has an entitlement from 2023/24 to 25% of the allocated councillor seats across the combined York and North Yorkshire area, i.e. 2.5.
- 3.4 On the basis of an approximate 75/25% population split, the Panel could of course retain its current 8/2 ratio of North Yorkshire to York seats but clearly the population balance means that there is similarly an argument for increasing York's allocation by one and reducing that for North Yorkshire by one.
- 3.5 Moving towards a 7/3 split of seats would arguably lend a more balanced recognition of the shift towards having just two Appointing Authorities while also ensuring a fair reflection of population spread across the force area. As such, the council is asked to agree to this amendment to the Panel Arrangements.
- 3.6 It then follows that each Appointing Authority will be responsible for ensuring that its appointments reflect the geography and political landscape in each authority area.

4.0 OTHER MODIFICATIONS TO PANEL GOVERNANCE

Substitute Members' Scheme

- 4.1 There is currently no Substitute scheme for Panel Members written into the Panel Arrangements. Introducing such a scheme for the Panel would bring greater resilience to its meeting arrangements and attendance. A proposed scheme has been drafted – based on that currently used by North Yorkshire Council - and included at Appendix A. It is proposed that, once agreed, this is incorporated into the Panel Arrangements.

Reduction to one Vice Chair

- 4.2 Finally, consideration has been given to the roles of Chair and Vice Chair on the Panel. Due to the tripartite nature of local government arrangements in the Panel structure prior to LGR, it was agreed among council Leaders from 2012 that two Vice Chairs would be appointed to the Panel, thus satisfying the need for a representative from each of NYCC, City of York and the district councils to fill the three seats of Chair and Vice Chair. This agreement was made locally among the councils at the time but was not written into the Panel Arrangements or Rules of Procedure. The existing Rules of Procedure anticipate that appointments are made annually for a Chair and "Deputy Chair".
- 4.3 Going forward, as there are now two Appointing Authorities, it would seem logical to reduce this to one Chair and one Vice Chair, with an appointment held by each of the authorities. The 'pros' of having an additional Vice Chair are clearly a more resilient arrangement however it may be difficult to determine who takes up the third seat. In addition, on a purely financial basis, with the withdrawal of the annual income provided to the PFC Panel from Hambleton District Council from April 2023 which has previously supported Panel administration, there would be a small financial saving to be made against the Home Office grant by not providing for an additional

Vice Chair's allowance. In view of the extremely tight budget position for the Panel this would be of benefit.

4.4 The council is therefore recommended to agree that the Panel has one Vice Chair, appointed annually by the Panel. Furthermore, that North Yorkshire Council and City of York Council will each take up either the seat of Chair or Vice Chair, to be appointed annually by the Panel.

4.5 If agreed, a minor consequential amendment would need to be made to the Constitution to reflect the change in Special Responsibility Allowances to a single Vice Chair (Schedule 1 of the Member's Allowance Scheme for North Yorkshire Council). It is proposed that the Monitoring Officer be authorised to make any necessary consequential amendments.

5.0 FINANCIAL IMPLICATIONS

5.1 There are no significant financial implications arising from this report. However, it should be noted that if the Council were to determine that there remain two Vice Chairs to the PFC Panel, in the absence of any district council contributions to the Panel following LGR, the payment of the additional Special Responsibility Allowance to a second Vice Chair (currently just under £3,700) would draw from the relatively limited funds available to the Council as host authority under the Home Office grant scheme.

6.0 LEGAL IMPLICATIONS

6.1 There are no significant legal implications arising from this report. Under the Police Reform, and Social Responsibility Act 2012, the constituent authorities to the PFC Panel are legally able to determine their own Arrangements and the changes proposed in this paper do not require further review or validation by the Home Office. Any modifications must, however, be formally agreed by each of North Yorkshire Council and City of York Council.

7.0 EQUALITIES IMPLICATIONS

7.1 There are no significant equalities implications arising from this report.

8.0 CLIMATE CHANGE IMPLICATIONS

8.1 There are no significant climate change implications arising from this report.

9.0 REASONS FOR RECOMMENDATIONS

9.1 The implementation of LGR alters the governing structure of the PFC Panel, reducing to two constituent authorities. Home Office guidance clarifies that it is good practice to review the impact of this on seat weighting when taking into account proportionality of population size for each authority. A proposal of moving to a 7/3 split of seat allocation between North Yorkshire Council and City of York Council would provide for a fairer representation of population spread than currently.

9.2 The introduction of a Substitute Members' Scheme for the PFC Panel would ensure greater resilience at Panel meetings.

9.3 A reduction to one Vice Chair appointment on the PFC Panel would ensure that provision is made for a seat to be held by each constituent authority in the roles of

Chair and Vice Chair. This reduction would also enable a small saving to be made against the grant received for administration of the Panel.

10.0 RECOMMENDATIONS

- i) That the seat allocation on the PFC Panel be agreed as seven (7) seats for North Yorkshire Council and three (3) seats for City of York Council;
- ii) That a Substitute Member Scheme is implemented for the PFC Panel, as outlined in Appendix A, and adopted within the Panel's Arrangements;
- iii) That the PFC Panel has one Vice Chair appointment, to be appointed by the Panel in July 2023 and annually thereafter.
- iv) That the Monitoring Officer be authorised to make any consequential amendments to the North Yorkshire Council Constitution.

APPENDICES:

Appendix A – Proposed Substitute Members Scheme for the PFC Panel

BACKGROUND DOCUMENTS:

- [PFC Panel Arrangements](#)
- [PFC Panel Rules of Procedure](#)

(see <https://nypartnerships.org.uk/pfcp>)

Barry Khan
Assistant Chief Executive Legal and Democratic Services
County Hall
Northallerton
5 May 2023

Report Author: Diane Parsons, Principal Scrutiny Officer

Note: Members are invited to contact the author in advance of the meeting with any detailed queries or questions.

APPENDIX A

Proposed Substitute Member Scheme for Police, Fire and Crime Panel

To be written into the Panel Arrangements

- Each constituent Authority will agree its own arrangements for the appointment of Substitutes to the Panel. The proper officer of each constituent Authority shall have authority to give effect to those nominations.

For North Yorkshire Council

- Political groups of North Yorkshire Council may nominate some or all their Members to be substitutes for appointed Members of the Police, Fire and Crime Panel.
- Arrangements for any substitute Member shall be made by the Member for whom the substitution is being sought or if that Member is unavailable or it is not practical for them to do so then by their political group leader by giving notice to the proper officer as soon as practicable before the meeting to which the substitution relates.

For City of York Council

- In line with the Authority's Constitution, up to three named substitutes shall be allowed for each political Group. Independent Councillors may also be appointed to act as named substitutes for other Independent Councillors within this rule.
- Where no named substitute is available a political group may instruct the Chief Operating Officer or the Monitoring Officer to replace for the duration of particular meeting, an existing Member with another substitute identified by the political group.
- If a meeting which is attended by a substitute is adjourned, then the substitute will have the right to attend on the adjourned date in place of the original Member. If the substitute is unable to attend, then the original Member or another named substitute may attend.

General

- In the event of notification not being provided/received before the start of the meeting then the substitute shall not be treated as a member of the Panel for the purposes of being able to speak or vote.
- Substitute members will have all the powers and duties of any ordinary member of the committee but will not be able to exercise any special powers or duties exercisable by the person they are substituting.

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL
17 May 2023
Appointments to Outside Bodies

Report of the Assistant Chief Executive Legal and Democratic Services

1.0 Purpose of the Report

1.1 To enable appointments to Committees and Outside Bodies to be considered.

2.0 POLICE FIRE AND CRIME PANEL

2.1 The North Yorkshire Police, Fire and Crime Panel is a joint committee of North Yorkshire Council and City of York Council. Its role is to ensure a 'check and balance' function is undertaken in relation to the performance of the Police, Fire and Crime Commissioner for North Yorkshire. Legally, the Panel must comprise ten councillor Members, who represent the police force area of York and North Yorkshire, of which it has been recommended that three are appointed by the City of York Council and seven are appointed by North Yorkshire Council.

2.2 The nominations are subject to political proportionality and nominations have been confirmed by the political groups as below, with the Conservative Group nominations to be confirmed at the meeting of Council itself:

	Councillors Name	Political Group
1	TBC	Conservative
2	TBC	Conservative
3	TBC	Conservative
4	TBC	Conservative
5	ALDRED, Chris	Liberal Democrat and Liberal
6	MAW, Rich	Labour
7	BURR, Lindsay	North Yorkshire Independent

2.3 The appointments will be made through to the May 2027 AGM.

3.0 MEMBER CHAMPION FOR CLIMATE CHANGE

3.1 Member Champions are elected Members who act as an advocate or spokesperson for a specific area of the Council's business. The main responsibility of each Member Champion is to encourage communication and positive action over the issue they represent.

3.2 There are currently three Member Champion roles that are appointed to by Council. These are: the Young People's Champion; the Older People's Champion; and the Climate Change Champion. The member appointed to the role is paid a Special Responsibility Allowance of £1,842 per annum. The Young People's Champion and the Older People's Champion were appointed at the May 2022 AGM. The Climate Change Champion position is currently vacant and two nominations have been made to that vacancy, as below:

Councillors Name	Political Group
HASLAM, Paul	Conservative
WARNEKEN, Arnold	Green Group

3.3 The appointment will be made through to the May 2027 AGM.

4.0 HEALTH AND WELLBEING BOARD

4.1 It be recommended to Full Council that the Executive Member for North Yorkshire Council with responsibility for Housing and Leisure and the Corporate Director for Community Development, North Yorkshire Council (or their nominated representative for Housing and Leisure) become Members of the North Yorkshire Health and Wellbeing Board.

4.2 The appointment will be made through to the May 2027 AGM.

5.0 TRANSITION (LGR) OVERVIEW AND SCRUTINY COMMITTEE

5.1 The Transition (LGR) Overview and Scrutiny Committee currently does not have a Vice Chair. A Vice Chair was not appointed when the committee was established, as it was envisaged that the committee would cease as of 31 March 2023. At the February 2023 County Council meeting it was agreed that the committee will continue into the new North Yorkshire Council and so it is appropriate that a Vice Chair is now appointed. The Vice Chairs for overview and scrutiny committees are usually appointed from the opposition groups.

5.2 The appointment will be made through to the May 2027 AGM.

6.0 FINANCIAL IMPLICATIONS

6.1 There are no direct financial implications arising from this report.

7.0 LEGAL IMPLICATIONS

7.1 There are no legal implications arising from this report.

8.0 EQUALITIES IMPLICATIONS

8.1 There are no equalities implications arising from this report.

9.0 CLIMATE CHANGE IMPLICATIONS

9.1 There are no climate change implications arising from this report.

10.0 REASONS FOR RECOMMENDATIONS

10.1 The appointments are to be made by Council as per the Council's Constitution.

11.0 Recommendation

11.1 That Council appoints:

- i) To the Police Fire and Crime Panel for North Yorkshire and York, as detailed in paragraph 2.2
- ii) A Member Champion for Climate Change, as detailed in paragraph 3.2
- iii) To the Health and Wellbeing Board for North Yorkshire, as detailed in paragraph 4.1
- iv) A Vice Chair for the Transition (LGR) Overview and Scrutiny Committee, as detailed in paragraph 5.1.

Barry Khan
Assistant Chief Executive Legal and Democratic Services
County Hall, Northallerton, 9 May 2023.

NORTH YORKSHIRE COUNCIL

17 MAY 2023

STATEMENT OF EXECUTIVE MEMBER FOR HIGHWAYS AND TRANSPORTATION

Highways Maintenance

Keeping North Yorkshire's roads safe and in the best possible condition is a key priority for the new council. This is an immense challenge, but despite the impact of winter and inflationary pressures we are making positive progress.

We commenced our annual surface dressing programme within days of the new council's launch. Careful prioritisation of works, additional investment and close cooperation with our contractors means this year's £8 million programme includes an extra £2.6m worth of works, the equivalent of an extra 60 miles. Subject to weather conditions the programme will be completed by mid-June.

Our efforts have been further buoyed by North Yorkshire being awarded an extra £6.5m for road repairs by Chancellor Jeremy Hunt. This investment is very welcome and allow us to deliver even more schemes across the county in 2023/24. We are currently finalising the annual programme before we share a list of locations with councillors and the public.

Investment is just one part of our plan. Innovation is just as critical. A countywide programme of spray injection patching works has also commenced in the Ryedale area. This pothole repair technique, which delivers high-quality and value-for-money repairs, builds on trials which were carried out last summer.

A59 Kex Gill

We are almost ready to begin construction work to realign Kex Gill which is amongst the council's biggest ever infrastructure projects. Our Full Business Case was approved by Department for Transport (DfT) in February, unlocking the £56.1m grant. The Council awarded preferred bidder status to John Sisk & Son (Holdings) Ltd, a family-owned international contractor with a strong track record. The full contract award is pending at the time of writing, with works programmed to commence at the end of this month. Advance works on site such as tree and moorland clearance are continuing.

Transforming Cities Fund – Harrogate, Selby and Skipton

We continue to make progress on work to improve access to three of North Yorkshire's rail stations, utilising up to £38.3m of funding from the government's Transforming Cities Fund:

- in Harrogate we have received key, cross-party support from local councillors via the Harrogate and Knaresborough Area Constituency Committee. With localism at the heart of the new council, the Executive was keen to consult local councillors on this key investment. The Executive will meet on May 30 to decide whether to submit a Full Business Case to West Yorkshire Combined Authority;
- planning permission for the Selby scheme was granted in September. We are currently developing a construction plan for the project, working closely with Network Rail and TransPennine Express given key parts of the scheme involve railway land, including new lifts as part of the Access for All scheme. We are preparing to commence demolition of the Selby Railway Sports & Social Club on Station Road and James William House on Cowie Drive, together with utility diversions related to the new Bawtry Road underpass. Detailed design for the highways element of the project is now complete and focus is switching to the station building;

- in Skipton, a planning application for the railway car park has been submitted, however, further details are being submitted to the Environment Agency and Yorkshire Water before their objections can be lifted and application determined. We continue to work with Network Rail, Northern and the Canal and River Trust on design finalisation.

Subject to the West Yorkshire Combined Authority approving business cases for the three schemes, construction is expected to start in late 2023.

Levelling Up Fund (LUF) – Thirsk, Seamer, Scarborough and Malton stations

Levelling Up Fund (LUF) bids to improve Thirsk, Seamer, Scarborough and Malton rail stations were unfortunately unsuccessful. While this is disappointing news, we remain undeterred in our efforts to deliver these key transport improvements, which collectively have a value of almost £60m. Our plans are ready to go and we are seeking alternative funding, such as from the next LUF round or from devolution investment funds.

20mph Speed Review

The review of the 20mph speed limit policy is almost complete. Thank you to councillors for their valuable feedback. A report will soon be presented to the Executive with a series of recommendations hoping to strengthen our approach to speed management in North Yorkshire. Meanwhile, we are supporting North Yorkshire Police's review of speed enforcement. This is a police-led review, but it is right that councillors as elected representatives of North Yorkshire's communities can help shape this as part of the partnership approach.

Local Transport Plan

DfT has advised it expects all local transport authorities to have a new or reviewed local transport plan (LTP) in place by July 2024. A quantified carbon reduction plan will also be required to sit alongside the plan. Ahead of the mayoral election in May 2024, we are working with colleagues at City of York Council (CYC) to develop a new LTP for North Yorkshire and York. We have commenced consultation with the public and key stakeholders and this will continue throughout development of the plan. Councillors will play a key role in creating the LTP via a series of workshops.

Public Rights of Way

A celebration event took place earlier this month to mark the commencement of an additional 21 miles of England Coast Path between Filey Brigg and Bridlington North Sands. This is the final stretch of England Coast Path within North Yorkshire to open and forms part of a continuous walking route between Bamburgh and Bridlington North Sands, which is the longest opened part of the England Coast Path in the country to date. The Council has been working over the last few years to establish the route, which as well as utilising existing Public Rights of Way, has resulted in the creation of new routes along the coastline providing increased walking opportunities in the area.

Buses

We have just accepted the final extension to the Local Transport Fund grant from the DfT. This amounts to an additional £360k which will be used to support services. We hope this will allow current service levels to continue for at least a further year. This allows us time to conduct a wider review of the way the council supports services. However, increased passenger numbers, not subsidies, remain the key to the long-term viability of bus services. This effort has been supported by the national £2 fare cap initiative, which has been popular with passengers and has been extended to June 30. The Council is continuing to work closely through our Enhanced Partnership with operators to promote bus use, undertake increased marketing and consider infrastructure improvements.

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF EXECUTIVE MEMBER FOR HEALTH AND ADULT SERVICES

Covid Memorial Tree Trail

A new tree trail was planted during February and March 2023 across North Yorkshire as a lasting, living memorial to all those who suffered and all those who sadly lost their lives during the Covid-19 pandemic. The trees also provide an acknowledgement of the incredible dedication displayed by so many to keep people safe throughout the pandemic and it is hoped they provide a way to reflect and remember what was endured and continues to be withstood, particularly in adult social care. A total of eight trees and associated plaques are in the following locations:

- Meadowfield, Thirsk
- County Hall, Northallerton
- Fernbank Court, Brayton, Selby
- 16 Station View, Starbeck, Harrogate
- Cedar Court, Pollard Gardens, Scarborough
- Deansfield Court, Norton, Malton
- Aireville Nurseries, Skipton
- Sycamore Hall, Bainbridge

The tree-planting initiative was led by colleagues in health and adult services, with the support of colleagues at the council's tree and woodland service. Colleagues from across both the former county council, district and borough authorities, the voluntary and community sector, housing and care providers and the NHS, residents from the care settings and regular visitors to attend the tree-planting ceremonies.

Hospital Discharge Activity

We are dealing with an average of 75 hospital discharges per week, with the majority of demand being on weekdays. We have adapted our discharge teams to ensure they are in line with demand and have worked with our Integrated Care Boards to ensure there is a coherent discharge plan in place to support North Yorkshire residents. This includes additional intermediate care beds and domiciliary care support, increased home from hospital services and discharge/flow coordinators. We are committed to ensuring people who require social care are able to be safely discharged from hospital as soon as possible.

Care Quality Commission (CQC) Assurance Framework

A final draft of the new single assessment framework was published in December, and CQC have described how they will work with 5 Local Authorities between April-September 2023 to test their new approach. Following this final 'piloting' of the new framework formal inspections will begin in September 2023 with 20 Local Authorities being selected.

At this stage we do not know when we will be inspected, but we have begun our preparations by doing a self-assessment on the 4 key areas the CQC will explore: working with people, providing support, ensuring safety and leadership. We have been gathering data and evidence from colleagues, partners and people who use our services to identify both areas of good practice as well as areas for potential improvement against CQC standards, and will participate in a peer review in June.

20th Anniversary of Extra Care

This month marks the 20th anniversary of our first Extra Care Home opening – The Orchards at Brompton. The Extra Care programme is a huge achievement for the council, comprising 28 schemes and 1500 units of housing, the largest in the country, with more schemes in the pipeline. Many of the schemes were developed in collaboration with the former district and borough authorities and are a legacy of partnership working.

Recruitment

Recruitment and retention of colleagues in social care remains a challenge, with nearly 80 full time equivalent posts currently vacant within the council alone. Our international recruitment shows promising signs with nearly 30 colleagues having accepted offers. I am mindful that the support that is needed for colleagues who are relocating from overseas needs to be extensive, and I am receiving regular updates on progress.

Tobacco Update

Although entirely preventable, smoking is a major killer and the leading cause of early death. In April government announced plans to cut smoking and tackle underage vaping with an eight step plan with increased funding and new initiatives which has been widely welcomed.

In North Yorkshire we are leading the way nationally in going live with a comprehensive tobacco control programme including the provision of stop smoking incentives for pregnant women, providing vapes as a first line aid in local stop smoking services, lung screening and tackling illicit tobacco.

ICB Health Inequalities Funding

Over £400k has been secured by the Humber and North Yorkshire Integrated Care Board for 11 projects in North Yorkshire to address health inequalities:

Project	Overview
Rethink Food Transition Project	Develop and expand the Rethink Food UK transition project in 3 schools in Selby
My Happy Mind Pilot – Scarborough	Promoting good mental health
Active Start early years physical activity programme	Addressing childhood obesity and lower levels of school readiness
Supporting North Yorkshire Families with Food Insecurity and the Cost of Living	Initiatives to provide a safety net for families
Increasing immunisation uptake and support mental wellbeing amongst underserved populations	Develop communications and support families to access immunisations
ICO smokerlyzer's	Remote monitoring as part of a 'gold standard' quit outcome
Purchase of Allen Carr 'Easyway' Licences	Nicotine Replacement Therapy (NRT)
Vaping project development with Trading standards	Additional capacity for Trading Standards to prevent underage sales and remove illicit vaping products.
CVD know your numbers campaign	Piloting communications and interventions around CVD prevention and detection
Addressing inequalities in Selby	Social prescribing approach for vulnerable families
Prevention and Community Support	Various activities across the county

NORTH YORKSHIRE COUNCIL

17 MAY 2023

STATEMENT OF EXECUTIVE MEMBER FOR CULTURE, ARTS & HOUSING
including Culture, Arts, Libraries, Museums, Archives, Key venues, Leisure, and Housing

Leisure Services

Leisure Service teams from across the County are working together to deliver an ambitious programme to improve leisure facilities and deliver quality services for customers across the County.

Sports Villages (Northallerton and Sowerby)

The development of two sports villages in Northallerton and Sowerby are progressing well. A changing pavilion to service a new full size 3G pitch at Sowerby is nearing completion, including hard landscaping works around the facility including additional car parking and pathways. These works are due to be completed in May which will allow new groups and organisations to start accessing the facility. The first phase of the Northallerton scheme is due for completion by the end of May and includes over 4,000 metres of new trails and paths, and over 3,000 native trees planted. The project includes a 1km fitness track, 18 allotment gardens as well as a range of ecological improvements including bird and bat boxes, an otter holt, a wetland area and a wild food area.

Successful installation of a temporary gym at the Jack Laugher Leisure and Wellness Centre (Ripon)

A high quality temporary gym at the Brimhams Active Jack Laugher Leisure and Wellness Centre in Ripon has opened to ensure residents can keep active and healthy while ground stabilisation works take place. The stabilisation works arise following the discovery of a void underneath part of the original leisure centre, which is understood to have been present for a number of years and was only discovered following works to the foundation for the new swimming pool. The temporary gym will include the high-quality, state-of-the-art Technogym equipment currently available in the existing leisure and wellness centre. As well as expert advice and guidance from the Brimhams Active team, customers will still be able to use the changing and shower facilities in the new pool area, as well as the sauna and steam suite as they will remain open as normal. Group exercise classes will also continue to be provided at Hugh Ripley Hall. The new swimming pool will remain open as usual. The temporary gym will be used until the refurbishment project is completed by March 2024.

Launch of the North Yorkshire Family Weight Management Service

Brimhams Active has successfully launched the 18 month family weight management service pilot across North Yorkshire. This service has been commissioned by Public Health and will include a family weight management service remotely via telephone and video calls across the whole County. The service, known as healthy families, is a free, confidential 12-session programme that fits around family life. It supports children and young people aged 4 to 19 years old to achieve and maintain a healthy lifestyle. The service uses a flexible and compassionate approach that focuses on ensuring everyone has access to non-judgemental support. It makes every step of the journey achievable involving a trained health and wellbeing coach to guide families through a journey towards a more healthy lifestyle.

Pools receive Swim England's Water Wellbeing Accreditation.

Jack Laugher Leisure & Wellness Centre, Knaresborough Swimming Pool, Nidderdale Pool & Leisure Centre and Starbeck Baths have recently received Swim England's Water Wellbeing accreditation. Water Wellbeing was developed by Swim England, the national governing body for swimming, with an aim to transform existing community swimming pools into places for health, wellbeing and rehabilitation and to help improve outcomes for people with long-term health conditions. To achieve the Water Wellbeing accreditation, Brimhams Active have carried out changes to ensure all pools are accessible and inclusive; staff have received training to enable them to deliver group exercise for people living with long term health conditions and to deliver adult swimming lessons for people with health conditions. In addition all customer facing members of the team have had additional customer experience training, with a focus on inclusivity.

Decarbonising North Yorkshire Leisure Facilities

The leisure service and property service have collaborated to submit a joint bid to the government funded SALIX Low Carbon Skills Fund for decarbonisation plans at 21 Council owned leisure facilities. Harrogate, Craven and Hambleton leisure facilities have also recently benefited from SALIX funding and this is a further important step in our aim to decarbonise all of our leisure facilities, to support our 'net-zero' target.

Opening of newly refurbished Whitby Tennis Courts and MUGA at Whitby Leisure Centre

Local tennis courts re-opened after more than a decade following a restoration as part of a £730,000 investment project. The courts at Whitby Leisure Centre have been given a new lease of life with modern playing surfaces, nets, perimeter fencing and associated landscaping. New balls and rackets have also been purchased for the public to use. A surface replacement has also taken place at a nearby multi-use games area, which can now be used for tennis, basketball and five-a-side football. Children from West Cliff Primary School were the first to play a set on the refurbished courts

The tennis courts are part of Whitby Leisure Centre which is run in partnership with Everyone Active.

The regeneration was part of phase two of the former Scarborough Borough Council's public realm improvement scheme, 'Project Sunshine', which brought disused and dilapidated areas in the borough back into use.

Culture and Libraries

Teams are working together to deliver an exciting mix of innovative and inclusive cultural events across the County.

Photovoice Exhibition on Tour in North Yorkshire

The Exclusively Inclusive Photovoice Exhibition is now in Filey Library on its next stop on its North Yorkshire libraries tour. 'The world as we see it' exhibition gives visitors a window into the world as seen through the eyes of people who have a disability, lived experience of mental health and a variety of other life experiences.

The Exclusively Inclusive group took part in 'photo walks' to explore their surroundings and to develop confidence in taking photographs. They looked at how images are used in the media to portray events and tell stories as well thinking about their own experiences of life and how to present them through photographs.

The exhibition launched at Skipton Town Hall last summer and following its success, has been touring North Yorkshire since November. It will be in Filey Library until mid-May, before it travels to the Globe Library in Stokesley, at the end of May.

Success for Soup & Singing Events

The Skipton-based team held their final Soup & Singing session last week. The community 'Warm Hub' events have been taking place in 12 community venues from Bentham and Ingleton down to Skipton and Glusburn since January. The free events were open to anyone, and attendees were treated to a warm lunch and enjoyed an uplifting sing-along with world class opera singer Nicola Mills. The sessions have had a fantastic turn out and audience members have been up on their feet dancing and brought to tears by Nicola's amazing rendition of Nessun Dorma.

Artist Rooms Martin Creed - 1 April to 2 July 2023

This major new exhibition at the Mercer Gallery in Harrogate is a collaboration with Tate and National Galleries of Scotland featuring artworks by Turner Prize winner, Martin Creed.

Creed was born in Yorkshire in 1968 and rose to international fame following his 2001 Turner Prize win, for art installations including the controversial Work No. 227 The lights going on and off 2000, an empty room in which the lights are switched on and off at 5-second intervals.

Creed's Work No. 370 Balls 2004 fill the entire Main Gallery at the Mercer. The vast installation features nearly 1000 balls of different scale, weight and texture. Visitors will also be able to see Creed's iconic neon Work No. 890: Don't Worry 2008 alongside Work No. 1340 2012, a large-scale wall painting of diagonal stripes.

It's the first time that the artworks, which are coming to the Mercer Gallery through Artist Rooms, will be exhibited in North Yorkshire – while Work No. 370 Balls 2004 has only previously been on display in London and Edinburgh. The unique exhibition space at the Mercer Gallery enables the artwork to be installed in Harrogate, for what is only its 3rd public exhibition to date.

Artist Rooms presents the work of international artists in solo exhibitions, drawn from a national touring collection jointly owned by Tate and the National Galleries of Scotland. The programme is shown across the UK with the support of Art Fund, Henry Moore Foundation, Arts Council England and Creative Scotland and includes more than 40 major artists. Admission is free.

Housing

A New Era

Members will be aware that a key function being inherited by the new Council from the 7 districts is the important role as 'Housing Authority'. This incorporates a very wide range of duties including the safe and effective management of over 8000 Council homes, statutory duties relating to homelessness and rough sleepers, duties regarding the way social rented homes are allocated, duties regarding the provision of adaptations in the homes of residents (Disabled Facilities Grants) to enable the elderly and disabled to live independently as well as legal duties around ensuring homes within the private rented sector are safe and well managed.

In addition to these duties, Members shall be aware that nationally there is a huge shortage of quality and affordable homes to meet need and North Yorkshire is not immune from these pressures. A key element of the new service is to maximise the development of affordable homes through the work we do with Registered Providers and I am also keen to pursue opportunities to grow and development Council housing where we are able. Other huge

challenges include the energy efficiency and the retrofitting of private homes as well as the challenge of improving energy efficiency amongst Council stock.

Some real challenges and opportunities going forward and I look forward to bringing various reports to Council over the copy months seeking decisions on some of these big issues.

Pathfinder Funding

One benefit that has already been realised via the creation of the new Authority is the extra weight a larger Council has when bidding for funding. In advance of vesting day officers had combined efforts to successfully bid for £1.4M in grant funding from the Governments Pathfinder Programme. These funds are being used to bolster housing enforcement activity across the county, enabling us to take a more proactive approach to tackling poor private landlords and to uplift standards. Funds are being used both to increase staffing capacity, particularly within the more rural localities and to undertake various other interventions including joint training and working with the National Residential Landlords Association. This work is already underway and training on how to manage and prevent toxic mould is already being rolled out across the county.

Home Upgrade Grant

I am also pleased to announce that the new Council has been successful in its bid for £14.5M from them for Homes Upgrade Grant (HUG). This funding is aimed at low income households, lifting in 'off gas' properties with an EPC of D-G. Funds are used to pay for improvement insulation and energy efficiency measures and it is estimated that around 700 homes countywide will be treated. The scheme will commence in the summer and further details on how residents can access these grants shall be announced soon.

Community Led Housing

One of the on-going priorities for the new LA is community led housing. This entails local communities coming together to develop the homes they need within their areas. This work is supported by the Council both through our enabling role and through capital funding support. In the Harrogate area we have provided Community Housing Fund monies to secure a key building in Masham which was falling into dis-repair. The Community Groups vision in Masham is to re-develop the building to provide a retail "no plastic" grocery shop with Post Office counter, tearoom and heritage centre. The upper two floors will be converted into 4no.one bedroom apartments, which will be allocated to local single people or couples at an affordable rent. This is just one of many Community Led projects being supported by the LA going forward with further schemes in the pipeline including development at Lealholm in the North York Moors National Park.

COUNCILLOR SIMON MYERS

NORTH YORKSHIRE COUNCIL

17 MAY 2023

STATEMENT OF EXECUTIVE MEMBER FOR CHILDREN AND FAMILIES

Children and Families Service

Children and Families Service North Yorkshire continue to see a rise in the number of referrals across the service. Quarter 4 has seen an increase of 32% in contacts to MAST and an increase of 26% in Referrals to Social Care. Nearly 28,000 contacts were received in 2022/23, (up by 32% on 2021/22) and 4,990 referrals were made to Social Care (13% higher than 2021/22). Comparing the current position with the year immediately prior to the pandemic, we are now seeing 31% more children referred to Social Care. The service is well sighted to the pressures caused by this and our teams are working hard to maintain a high standard of service delivery.

Early Help Service

The number of households receiving support from the Early Help Service increased to 1,475 at the end of Quarter 4. This is the first time that the number of ongoing households has exceeded that recorded at the time of the initial lockdown in March 2020 (n=1,402). Homes for Ukraine continued to be supported by Early Help. As of 29th March 2023, we have 477 identified sponsors offering accommodation to families.

Fostering

Fostering North Yorkshire held their 2023 Conference at the Lakeside Conference Centre, the theme focusing on the wellbeing of our North Yorkshire foster carers. More than 50 foster carers were in attendance with 18 of them receiving long service awards. As part of our council plan commitment, we have approved some new measures to help foster carers navigate the financial pressures on them and increase the number of carers coming forward. The raft of measures included - more mileage paid, improved retainer payments, a bridging payment, access to the council's employee benefits and a recommend friend payment. Foster Carers together with their foster children have been instrumental in producing a refreshed foster logo for the service which was revealed at the conference.

Youth Justice

Over the past twelve months ending in September 2022, we have seen significant decrease in First Time Entrants into the criminal justice system (r=120) in North Yorkshire compared with the rate 12 months previously (r=191) The rate of 120 relates to 66 young people and places North Yorkshire towards the top of the 2nd Quartile nationally. Reoffending rate, at 28.8%, remained below 30% for the second consecutive cohort which is significant progress that has been seen in the last 3 years.

Creative Engagement Youth Voice Team

In Q4 we welcomed the first of our 2 new international social workers arriving from Zimbabwe and South Africa to join our teams in Scarborough. A further 8 new international social workers will join our team during April and May. Over 100 enquiries were generated from a live advert for 5 new social work apprentices in the East of the county. A number of applicants transferred their applications and have been successful in securing other roles in our teams.

NY voice and creative engagement completed the Amplify creative writing programme this quarter and a group of young people attended the Play in a day project during February half term. Celebrating International Woman's day, a group of girls and young women in care

gathered to hear inspirational female speakers and talk about what being a girl is like for them, at Coventry University in Scarborough.

Virtual School

The team has supported the newly arrived UASC young people with English tutoring. We have commenced a new project with the Guidance Personal Education Plan for care experienced children, adopted/special guardianship and child arrangement order. The PEP document has been trialled in schools this term and will be formally launched in February. This project was a consultative piece of work with adoptive parents, special guardians and the schools with us throughout the design process. Initial responses are very positive and comments received that it provides guidance and a holistic view of the needs of the child.

Care Planning and Support

An exciting opportunity arose for one of our children in foster care who met with William and Kate at St Augustine's School. They were successful in being awarded a mental health grant for £5,000. We will be putting this young person forward for a Virtual School Achievement Award for this work.

Performance of Statutory Assessment and Education, Health and Care Plans

The Inclusion service continues to receive high numbers of requests for assessment for an Education, Health and Care (EHC) plan. The rise in new EHC plans being issued results from an increasing demand for assessments seen during the year. The total received this year will be much higher than seen in previous years. The number of EHC plans being issued within a 20-week period has improved on previous years and is showing a steady improvement over this year despite the increase in volume of requests.

In the calendar year 2022 the rate of completion in 20 weeks was just over 50%, we anticipate a further slight improvement in the first quarter of 2023. There has been a continuation of the increasing trend in new EHC plans, which has risen consistently each year since 2018, up by 64% to 815 in 2022. In January 2022 N Yorkshire had over 4,400 EHCPs, equivalent to 2.8% of the 0-25 population.

Development of SEND Strategy

As we have seen today, the new partnership SEND Strategy is with us for the completion of the democratic process through the council.

Social Care support for Disabled children and their families

A working group is currently reviewing the Short Breaks offer for Disabled Children with a focus on developing a broader range of provision for the children young people and families of North Yorkshire. Feedback will be sought from young people and their families to help shape the offer moving forward.

Local Area/CQC SEND Inspection

The new local area SEND Inspection was launched in January 2023 to assess 2 main areas:

The impact of the local area partnership's SEND arrangements on the experiences and outcomes of children and young people with SEND:

How local area partners work together to plan, evaluate and develop the SEND system:

Preparation for this continues with partners which includes children, young people and their families as well as 0-25 providers, education, health and care and takes place over a 3 week period. It is anticipated that the inspection for North Yorkshire is imminent as the last inspection was undertaken in 2016 under the former framework.

Medium Term Financial Strategy – May 2023

Demand increases in the number of children and young people assessed as requiring an Education, Health and Care Plan has resulted in additional pressure on a range of budgets in children and young people's services including SEN casework and education psychology teams as well as high needs commissioning and SEND transport budgets. A capital programme of £20.5m has been agreed to establish over 300 new places within specialist provision across the county over the next three to five years, including places within targeted mainstream provision and special schools to ensure that children and young people can find the right provision locally.

Directorate savings and transformation proposals totalling nearly £5.7m are included in the Medium Term Financial Strategy covering the period 2023 through to 2026.

Although this information appears in my Statement to Council it should be noted that both Executive Members for the Children and Young People's Service have joint responsibility for all relevant resources.

Corporate Parenting Members' Group

I am pleased to report that the 2022/23 Annual Report of the Group is available [for download here](#). The report reflects our work as "corporate parents" over the past year and I would urge Member colleagues to take time to read the document.

COUNCILLOR JANET SANDERSON

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 MAY 2023

STATEMENT OF THE EXECUTIVE MEMBER FOR MANAGING OUR ENVIRONMENT

There has been progress on both strategic and operational activity to support the climate change agenda over the past few months.

In January, Executive approved the public consultation draft of the North Yorkshire Council Climate Change Strategy and this went live in February. The Strategy outlines the role of the new Council in responding to the climate emergency and in working with all partners to deliver the York and North Yorkshire Routemap to Carbon Negative. We held several online and face to face sessions with our residents and communities to encourage responses to the Draft. We have had over 1500 responses so far. I will be listening to those views over the next few weeks and bringing the Strategy to Executive for approval later in the year.

We have been able to share excellent news that our bid for Home Upgrade Grant under the Phase 2 scheme was approved by Government. The £14 million bid will enable us to improve energy efficiency and low carbon heating in 700 homes that are not on the gas grid throughout the County over the next two years. We are currently procuring a delivery partner and will open this scheme in late spring. This follows on from our successful Sustainable Warmth programme which has been supporting home energy efficiency over the last year.

We have had further news regarding our Local Electric Vehicle Infrastructure programme for which we bid as part of the pilot phase. We have received over £3.2 million capital and £89,000 revenue to take forward an innovative programme of Electric Vehicle Charge Point installation in our more deeply rural areas, working with communities for the provision of locations and potential for renewable energy support.

Officers are further developing both development and delivery bids totalling over £5.8million for the Devolution Deal Net Zero Fund which we bid for in January. This is across a range of services including Waste, Property and Community. We have the potential to explore some innovative areas for decarbonisation including district heating and the production of green hydrogen through this programme and we are now developing business plans for submission to the scheme.

The social values enshrined in our Procurement Policy are also leading to carbon savings. A recent example is our ambient food purchasing contract where we have worked with our supplier to save over 300,000 miles transport per annum and reducing the energy costs of cold storage facilities.

Investment in York and North Yorkshire's Natural Environment

North Yorkshire Council is set to deliver a £1 million DEFRA funded scheme looking at investment in the region's landscapes, rivers, coastline and urban green spaces. This will unlock significant value in the economy thanks to a trailblazing fund secured by York and North Yorkshire. The region is one of only four in England to each receive funding from the Government's Local Investment in Natural Capital Programme (LINC).

Through the investment, Government seeks to understand how to increase green finance for nature-based solutions such as tree planting and peatland restoration and support farmers to access new private sector investments that increase resilience in the landscapes they manage. In doing so communities and businesses can benefit through improved access, supported well-being, increased resilience to flooding, a better quality of crops and removal and storage of carbon from the atmosphere. This is a two year project running until March 2025 and will be a national pilot.

Public Toilets

Officers are continuing to work towards the successful delivery of two new toilet blocks in Filey, at Country Park and the Ravine. We recognise the importance of the completion of these site for residents and visitors alike. We are now in the final stages of registering three new Changing Places facilities at Whitby Marina, Scarborough North Bay and Filey Foreshore. These sites will provide invaluable assistance to users and dramatically improve access in some of the County's most popular locations.

Licensing - Taxis

The new harmonised Hackney Carriage and Private Hire Licensing Policy went live on 1 April 2023. Vehicles were successfully rebranded for day one with new North Yorkshire Council licence plates clearly visible on the rear bumper, on the front doors and on the front bumper of licensed vehicles. Existing drivers, vehicles and operators gained "grandfather rights" and transferred automatically into the new regime. All new licence applications will now be fully subjected to the new policy arrangements which include. Changes include:

- An increase in the former maximum age of vehicles for many - up to 10 years old at the point of licensing or renewal;
- Licence fees are now waived for wheelchair accessible vehicles pending implementation of the Inclusive Service Plan;
- No specific colour requirements for Hackney Carriages;
- Drivers will need to undertake enhanced safeguarding and disability awareness training;
- Vehicle owners being subject to an annual DBS check;
- Hackney Carriage vehicles are now able to work anywhere in the district and use any of the ranks.

We currently licence around 1,750 drivers and 1,300 vehicles across the county. Implementation of the new policy will be monitored with a view to full review within a year. An officer working group meets weekly to address any problems and ensure consistency throughout the county. Work is now commencing on an Inclusive Service Plan focusing on improvements for passengers with differing abilities including wheelchair users.

Harmonised licence fees were introduced on 1 April. Harmonised maximum Hackney Carriage fares (the maximum that drivers can charge their customers) were introduced on 1 April.

Other licences - Work will be commencing soon to plan for harmonisation of all the other types of licences that we administer including alcohol and entertainment, gambling, street trading, scrap metal and many more. The officer working group is already implementing harmonised ways of working where former inconsistencies exist.

Trading Standards

Following the successful prosecution of a business using misleading advertising practices to sell printer cartridges prosecutions have begun against two building contractors, one for trading unfairly by failing to fit fire doors as part of loft conversion work in breach of building regulations, and the second for fraud and trading unfairly in taking £5,000 deposit to buy materials but not supplying them or returning the deposit. First court hearings for both are set for 9 June 2023 at York Magistrates' Court.

Officers recently trained Topcliffe Parish Council volunteers to monitor and report on HGVs suspected on beaching the weight restriction in place in the village. The volunteers found all vehicles met the exceptions in the traffic order and were permitted to use the route. This is in line with trading standards officers' own experiences when monitoring the restriction.

Food Farming and Health - Animal Health Prosecution

The owner of a farm in Wigglesworth, Skipton, has been banned from keeping livestock after an investigation by North Yorkshire Trading Standards officers revealed appalling neglect and suffering. Conditions on the farm were such that it was not possible to identify the exact number of carcasses on site. To reach them all, officers would have had to climb over mounds of dead pigs and enter pens in which livestock were standing in knee-deep manure. It is estimated that the number of carcasses exceeded 300. The prosecution concluded on 18 April when the farm owner received a 12-week prison sentence suspended for 18 months and was ordered to pay £3,000 compensation and £1,000 towards costs. He was also disqualified from keeping livestock. This action by trading standards was to protect the animals and ensure disease control procedures were in place, thus protecting the wider environment and maintaining the integrity of the human food chain.

Environmental Health

Enforcement of Illegal Encampments – officers are working to co-ordinate our response to illegal encampments. This is with reference to impacts anticipated from Appleby Fair in June 2023 and also recognising that the current legacy arrangements and delivery structures for this enforcement function differs across localities (former districts/boroughs). This piece of work will also contribute to the developing joint Health and Well Being Strategy on Inclusive Health Communities which is being led through the Public Health Team.

Registration Services

The transition to a new authority has gone smoothly from a customer perspective. Near normal levels of birth and death registrations, death registrations in particular finally appear to be returning to the expected average. The service continues to address the post Covid demand for ceremonies and very preliminary booking levels for 2023-24 indicate a decent year ahead. Although these estimates could well be impacted by the current financial climate. The programme of signage changes at the various sites is in progress.

Bereavement Services

I am pleased to report that the programme of memorial inspection continues to make good progress in the managed cemeteries in the Scarborough locality, being delivered by in-house staff and an external contractor.

A new pet crematorium opened in Harrogate late February, with 11 paid cremations and 2 roadkill cremations carried out so far. We are receiving positive feedback and recommendations.

Coroner

The Coroner continues to address the backlog of inquests due to Covid.

COUNCILLOR GREG WHITE

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF THE EXECUTIVE MEMBER FOR EDUCATION, LEARNING AND SKILLS

Council Statement Schools - May 2023

Since introducing a 'soft' national funding formula in 2018-19, the Department for Education continue to move towards a direct National Funding Formula to distribute school funding across the country. The move to a direct NFF will require a number of complex, technical changes to the funding system and the DfE continue to consult with local authorities, schools and academies around the implementation of proposed changes including further requirements on how local authorities operate their growth and falling rolls funding and the introduction of a national split sites factor.

The local authority continues to work with a number of schools in, or projecting, financial deficit to support school leaders to deliver a good quality, financially sustainable education to children and young people. Work will continue with individual schools to ensure that they are able to deploy their resources efficiently.

Medium Term Financial Strategy - May 2023

Demand increases in the number of children and young people assessed as requiring an Education, Health and Care Plan has resulted in additional pressure on a range of budgets in children and young people's services including SEN casework and education psychology teams as well as high needs commissioning and SEND transport budgets. A capital programme of £20.5m has been agreed to establish over 300 new places within specialist provision across the county over the next three to five years, including places within targeted mainstream provision and special schools to ensure that children and young people can find the right provision locally.

Directorate savings and transformation proposals totalling nearly £5.7m are included in the Medium Term Financial Strategy covering the period 2023 through to 2026.

Although this information appears in my Statement to Council it should be noted that both Executive Members for the Children and Young People's Service have joint responsibility for all relevant resources.

School Improvement Service

During this academic year (since September 2022 to the end of April 2023), there have been in excess of 90 Ofsted inspections of both LA maintained schools and academies.

The latest Ofsted monthly management report (March 2023) shows that the proportion of North Yorkshire schools and academies judged good or outstanding has increased by 2.1% compared to the March 2022 figure. The rate of increase compares favourably with the national figure (2.1% increase in North Yorkshire compared to 1.3% nationally).

One particularly notable success is that Ripley Endowed CE School improved from inadequate to good at its recent graded (section 5) inspection. After a long period of underperformance, the school has benefitted from the support of the council's education teams, the appointment of an Interim Executive Board and a local community that have been responsive to the changes.

Music service

We are proposing to bid for Arts Council funding to remain as the Lead Organisation in the Music Hub. Geographies have been re-drawn and if successful we would receive funds for both (current) hub areas and will operate as one single, but larger, hub area, we would intend to retain the services across the current NY footprint as well as extending into York.

The service is holding a series of end of term concerts at our Music Centre and will be running a residential for the North Yorkshire Youth Orchestra, Choir and new Training Orchestra at Harrogate Ladies College in early July.

The North Yorkshire Youth Big Band will be touring Holland, Germany and Luxembourg also in late July.

Adult learning

The new strategy was implemented last autumn, which links to regional skills priorities.

The recent Ofsted inspection identified that the changes are positive – though we acknowledge they are not yet fully embedded.

Our high needs service, (PLC – Personalised Learning College) was recognised as good provision by Ofsted.

A major focus of the delivery approach has been identifying ways that will encourage adults to engage. To test approaches to this we targeted the authority's Multiply funding to identify 'hooks' for engagement: working with Better Connect (community and Voluntary sector infrastructure partner) the team have spent 96% of the 2022-23 grant funding, engaged over 1600 adults with 400 learners going onto other learning provision. Activities have ranged from numbers-focused heritage treasure trails to money management workshops, from learning to use a slow cooker to feed your family for less as well as learning lunches and bite size maths sessions.

Outdoor Learning Service

The Outdoor Learning Service has completed its first full financial year of residential visits since re-opening and schools have returned with enthusiasm.

The re-organisation of the service has been embedded over the last eight months.

The service is currently recruiting for a new role of Apprentice Outdoor Education Tutors, partnering with a national organisation to provide two Level 3 apprenticeship roles.

A substantive Head of Outdoor Learning has been appointed, who will take up post in July. We are monitoring the service closely and have a business case ready to return for an Executive decision in the autumn. The service has had a successful financial year 2022-23 and we are preparing for a busy 2023-24.

School Organisation including admissions

Primary admissions: 96% of families of primary age children in North Yorkshire have secured their first choice of school.

Of all the families in the county who requested a primary school place for their child from September 2022, just under 99 per cent (98.97 per cent) received an offer from one of their

top three preferences for a school. The total size of the cohort starting primary school in September 2023 is 5,334 pupils.

Statutory Proposals have now been published for the Amalgamation of Caedmon College Whitby and Eskdale School, through the technical closure of Eskdale School as a separate entity, and an increase in the published admission number of Caedmon College Whitby. These proposals are available to view at <https://www.northyorks.gov.uk/your-council/consultations/current-consultations>

Statutory Proposals have now been published on the proposal to close Skelton Newby Hall Church of England (Voluntary Controlled) Primary School. These proposals are available to view at:

[Proposal to cease to maintain a school at Skelton Newby Hall Church of England \(Voluntary Controlled\) Primary School | North Yorkshire Council](#)

Skills

The new Economic Development Service is working closely with the Education & Skills Service and the York and North Yorkshire LEP to ensure we provide a co-ordinated approach to supporting the skills agenda in North Yorkshire. This includes exploring opportunities to engage and inspire people, develop progression pathways within our workforce and support our young and older people to access training and employment.

Our economic development and business advisors continue to work with businesses to help them address labour market shortages, unlock apprenticeship opportunities and upskill their workforce eg. recent work with Cranswick in Sherburn-in Elmet and a major engineering firm in Scarborough. We are also supporting the Y&NY Chamber of Commerce to develop a Local Skills Improvement Plan.

COUNCILLOR ANNABEL WILKINSON

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 May 2023

DEPUTY LEADER AND EXECUTIVE MEMBER FOR FINANCE AND ASSETS

Finance

Now that vesting day has passed, and for the most part the Council's financial systems and processes are settling, attention is turning to the transformation challenge and the savings we need to make to ensure the Council's sustainability going forward. As members are very much aware, the initial task of saving £30m, is not an easy one. Assistant Directors are reviewing their service areas and identifying the art of the possible...from bringing together 8 team structures, systems and processes to rationalising our asset base and the wider transformation that will follow over the coming months and years ahead. I will report further on progress as plans take shape and move into delivery.

Whilst savings will be a key focus we must also remember business as usual activities do not stop and we cannot take our eye off maintaining financial grip. The finance teams are pulling together the final 8 sets of accounts for the former councils and planning for the audits that will follow....and in some cases there are still audits on-going for previous financial years so capacity will be stretched for some considerable time to come. Transformation of the financial function itself will be important to improve those enabling functions across all services but also to streamline and improve systems and processes within finance to enable resources to be diverted towards supporting wider transformation.

I have committed to updating members on a regular basis as to progress on savings. As Members will have seen to the report to the Executive on 2 May 2023 future savings of £3.8m are anticipated on Senior Manager costs for tiers 1 to 3.

Property

As Members will recollect, we had to take a decision about the energy contracts for the new council with a view to minimising the cost increases and also helping to meet our carbon aspirations for 2030. I am pleased to report that our decision to move electricity contracts for April 2023 to March 2024 has resulted in a cost mitigation of 15% compared with alternative options that were put to us. This equates to £3.7m based on estimated consumption levels. This has been achieved at a time when we have seen unprecedented cost increases within the energy market so it must be remembered that this is a saving compared to other prices on offer but is still a massive increase in the budget for energy compared with previous years.

One of the key areas of opportunity following Local Government Reorganisation is the rationalisation of the councils assets. Officers have been working on a range of options and have been focussing on some short term opportunities in parallel with developing a longer term strategy. Members have shown a great degree of interest in this area and we have committed to creating a Members Working Group to work alongside the work referred to above and to ensure that there is political input to options being considered. The Members Working Group should be soon up and running and I look forward to working with Members across all groups on this important issue.

Technology

Technology Services are now busy building on, and recovering from, the successful 'day one' cut over weekend that saw us efficiently and safe and legally, move into a new organisation. The extensive planning completed prior to the weekend meant that even unexpected external events

including internet supply issues across the North of England, and a cyber incident at a large supplier were dealt with in a matter of fact and can do way!

There have been some teething problems which our technical teams are working on right now, including ensuring our telephony systems is strong and stable enough to manage increased call volumes, and improving some of the manual workarounds which will save time and money as well as improve responsiveness to customers.

The newly formed technology support service is now setting the foundations for working as a single team across the entire North Yorkshire footprint; this will mean that very soon you will be able to get the same help from any location making it much easier and more convenient to get technical support wherever you are. And the now NYC wide systems and applications service is busy cataloguing the capabilities of all our systems and creating a plan to consolidate them. This will deliver operational as well as technology service transformation, ultimately leading to saving us time and effort (and money!).

Workforce

The recruitment and retention challenges previously briefed on remains a constant pressure, and as we have become a unitary council the pressures in professional areas such as planning and environmental health become more so. With that in mind we are focusing on the longer term workforce planning strategies around growing our staff through apprenticeships and opportunities to develop across alternative areas of work.

We have developed an excellent package of terms and conditions through the LGR process making NYC an attractive employer whilst also rewarding and recognising all our staff. We are part of national pay bargaining and therefore awaiting the outcome of the negotiations, we are not expected to hear the outcome till late summer. We have adopted the voluntary living wage as a supplement to support our lower paid staff until the pay award is agreed.

All staff have engaged with the move to the unitary council and we are supporting the staff through the change, acknowledging that any period of change may be unsettling for some, however we have a good package of support in place from a new induction package to more in-depth support from health & well being and employee networks.

All staff have full access to training and learning opportunities both face to face and online enabling staff to expand their knowledge and develop, enabling wider access to opportunities across the council. Supporting and developing our managers is a key focus over coming months to ensure they have the tools to deliver their services and support their staff.

COUNCILLOR GARETH DADD

NORTH YORKSHIRE COUNCIL

17 MAY 2023

STATEMENT OF EXECUTIVE MEMBER FOR OPEN TO BUSINESS

including Economic Development & Regeneration, Planning, Visitor Economy, Broadband, and Harbours

The Planning Service is fully operational and work will start soon on a new structure to support the service moving forwards.

Development Management

Planning applications are being successfully submitted and decided both by committee and under the approved scheme of delegation. The first planning committee for North Yorkshire Council was held for the Richmond Area on 13 April and other meetings in the corporate calendar are now following.

Before the first meeting a considerable amount of work relating to the constitution and the scheme of delegation was undertaken by planning officers supported by legal colleagues. This was to ensure that decisions are made in a safe and legally sound way.

In addition, whilst it is appreciated many Members have previous involvement in Planning, training was offered to all to ensure that everyone has up to date information and understands the processes we are now working too.

Work and training has also been carried out by officers to ensure that reports are produced and presented in a consistent way.

Finally, a large amount of work has been done relating to the planning IT systems to ensure that the customer experience of submitting, viewing and commenting applications remains unaltered. Alongside this all the planning related letters, and notices we issue have also been updated.

Planning Policy and Strategy

Following approval of the Council's approach to plan making at its meeting in February, work has already started to prepare a new Local Plan for North Yorkshire.

The key milestones for preparing the new plan (the Local Development Scheme) and a Statement of Community Involvement are being prepared along with a comprehensive programme of engagement with Members and key stakeholders. A consolidated planning policy framework has also been drawn together and approved, which sets out all of the planning policies that currently apply across North Yorkshire.

In addition, work is continuing on Selby's Local Plan and the Maltkiln New Settlement DPD. Selby's Local Plan reached its publication stage last Autumn and Officers are now considering the associated technical work.

In future reports to Council I will provide information on the number of applications we have dealt with in each quarter and highlight progress on some of the more significant applications for Members.

Investment Zones

You will recall that the 8 North Yorkshire Local authorities submitted an Expression of Interest for designation of several sites in the county. In the Government's March 23 budget they launched a refocused Investment Zones programme to catalyse 12 high-potential knowledge-intensive growth clusters across the UK, including 4 across Scotland, Wales and Northern Ireland. Each cluster will drive the growth of at least one of our key future sectors - green industries, digital technologies, life sciences, creative industries, and advanced manufacturing. A range of Mayoral Combined Authority locations have been shortlisted to begin discussions on hosting an Investment Zone with the Department for Levelling Up, Housing and Communities (DLUHC) and HM Treasury, with a view to agreeing Investment Zone proposals by the end of the year. They include the Tees Valley, West Yorkshire, East Midlands, West Midlands, Liverpool, Greater Manchester, and the proposed Northeast Mayoral Combined Authority. York & North Yorkshire were not shortlisted. The shortlist will remain under review, with scope for future discussions with other areas. We have raised this with government officials as we see real potential for a bio-economy Innovation Zone for York & north Yorkshire that draws on the world class capabilities of FERA, the University of York and other partners but also connects into wider North Yorkshire opportunities through a strongly networked 'hub and spoke' model. Each English Investment Zone will have access to interventions worth £80 million over 5 years. This includes a single 5-year tax offer matching that in Freeports, consisting of enhanced rates of Capital Allowance, Structures and Buildings Allowance, access to flexible grant funding to support skills and incentivise apprenticeships, and provide specialist business support and improve local infrastructure. Local partners will be able to choose the number and size of tax sites, within the £80 million envelope, up to a maximum of 3 sites totalling 600 hectares.

UK Shared Prosperity Fund

The UK Shared Prosperity Fund, funding agreement was formally approved in December and work undertaken to complete year 1 activities by the end of March 2023. At the end of the year £1.5m of funding was utilised to support projects including town centre urban realm improvements in Skipton and Northallerton, enhanced business support in the York and North Yorkshire Growth Hub and feasibility work to deliver zero carbon roll out in businesses, including farm businesses and public buildings. £0.5m of funding can be carried into year 2 of the programme (2023/24) which will have a total value of £4.6m.

In February the fund was formally launched in North Yorkshire with potential applicants invited to submit expressions of interest prior to submitting a full application. To date over 100 EOIs have been received and the first tranche of full application forms are being sent out.

Rural England Prosperity Fund

The Department for Environment, Farming and Rural Affairs has confirmed North Yorkshire's allocation of the Rural England Prosperity Fund. The County has received an allocation totalling £5.4m spread over two years until the end of March 2025. The REPF is a rural capital programme which is closely linked to the UK Shared Prosperity Fund and shares the same aspirations of supporting local businesses, strengthening communities and places, and investing in people and skills.

Applications to the REPF will use the same process as the UKSPF in North Yorkshire and expressions of interest are invited from prospective applicants.

The UK Shared Prosperity Fund is a central pillar of the UK government's Levelling Up agenda and provides £2.6 billion of funding for local investment by March 2025. The Fund

aims to improve pride in place and increase life chances across the UK investing in communities and place, supporting local business, and people and skills.

Levelling Up Fund Round 2

Following an application for round 2 of the Government's Levelling Up Fund, submitted by Richmondshire District Council, an initial approval has been given for £19m of development in Catterick Town including development of green urban landscape and the creation of a new community centre, managed workspace, and catering facility.

The bid package comprises three complimentary projects, improving walking and cycling routes through Coronation Park, creating a new public square on Shute Road and providing a new mixed-use Community and Enterprise building. The detailed design is currently being worked up and it is anticipated to submit the planning application in August 2023. This town centre transformation project is due to be completed by 2025.

In round 2 of the Levelling Up Fund Bids were also submitted for Scarborough Station Gateway, Harrogate Convention Centre, and a Transport Bid to develop railway facilities at Malton and Thirsk. Although unsuccessful at this time these projects may be able to reapply in future rounds.

Treadmills

Final phase of development is progressing well. Everyman cinema is due to open May 19th. Open Jar, new food and drink offering, opening mid-July. Three food and drink units remaining but interest remains good, viewings on two of these on Tuesday 9th May. Ray Lonsdale sculpture due to be installed mid-July. C4DI continues to flourish, only six offices remain to let though some of these may be retained to offer as touchdown space as part of membership packages.

Dalton Airfield Industrial Estate

MP Kevin Hollinrake convened a meeting on 21st July between the estate businesses, Northern PowerGrid (NPg), LEP and NYC to discuss the power supply issues facing the estate. Growth of key businesses such as Severfield Plc, Cleveland Tube and Steel, Inspired Pet Nutrition could be hampered if additional supply capacity is not created and new businesses such as l'Ansons and those expressing an interest in the Citivale/Greenbox development are being given connection dates between 18-36months in the future. Feed in capacity is also limited and equally as important to businesses to be able to meet their Net Zero Carbon ambitions. A collaborative approach to the increased forecast demand is being brokered with the involvement of NYC, the LEP and the estate businesses to enable NPg to develop the most appropriate solution.

Scarborough and Whitby Town Deal

Progress continues with the delivery of the Scarborough and Whitby Town deal programmes.

Scarborough - Investment in the Green Construction Skills Village is now complete and the Skills Village team are now delivering low carbon construction training and apprenticeships to the first cohort of learners.

Scarborough Cricket Club are moving into the 3rd and final phase of delivering much needed upgrades to their ground which will enable the club to retain first class cricket on the site. The new festival director for Scarborough Fair is due to start with the authority in June and capital works are underway at Scarborough Spa and Open-Air Theatre to provide new infrastructure for the festivals programme.

Works to create the new pedestrian gateway around Scarborough Station are awaiting planning determination and subject to approval works will commence later in the year. All remaining projects including the Wild Eye natural history and arts trail, Scarborough West Pier Project, and Improvements to local cycling and walking infrastructure are still in development and are progressing according to programme.

Whitby - The Eastside Community Centre and Whitby Boxing Club projects are now complete with an official opening of the facilities on the 5 May 2023. The projects were delivered on time and on budget by the community centre team.

Planning and listed building consent submissions have been made for the Whitby Old Town Hall and Market Place improvement project. Subject to the outcome of planning works to renovate and enhance this much-loved asset will commence following technical design and procurement of a conservation contractor later this calendar year.

The landowner for the Broomfield Farm Carbon Neutral homes project is encountering difficulties in securing a house build partner after the recent withdrawal of their previous partner. Officers are working with the project sponsors to explore alternative options and ensuring the investment remains in Whitby.

All remaining projects including development of Whitby Maritime Training Hub and the pedestrianisation of Whitby Swing Bridge are progressing according to programme.

TCF schemes

'Regeneration staff at the former Selby, Harrogate and Craven Districts are working closely with the Major Projects Team in Highways and Transportation and the West Yorkshire Combined Authority to accelerate delivery of these transformative station gateway schemes.

North Yorkshire Economic Strategy

Work to produce an economic strategy for the new Council is progressing well. Following agreement of an initial framework for the strategy, a series of workshops and consultations have been held over recent weeks with key stakeholders. A draft of the strategy, which will guide the economic development and regeneration activities of the new Council, is expected in late May and will be subject to internal and external discussions and refinement before submission to the Executive.

Tourism

Work is progressing well to develop a new Destination Development Plan (DDP) for North Yorkshire. Significant engagement with the sector and key stakeholders is taking place during April and May, including 2 sessions planned for all Councillors on the 3rd and 4th May. The work will also shape how the Council and a new Local Visitor Economy Partnership will drive forward the tourism sector in North Yorkshire which is worth £1.5bn per year to the economy, employees over 40,000 people and represents 11% of the NY economy. We are being assisted by consultants from Visit Northumberland and the Newcastle-Gateshead Initiative, two recently accredited LVEPs, who were part of the national pilot the government launched on how it wants to work with Destination Management Organisations going forward. The DDP will be completed by the end of June and then will go to the Executive for approval. We then intend to submit a proposal for a NY LVEP in the summer. We have worked closely with Visit England in developing our approach. We are also in close dialogue with York to identify opportunities for more collaboration on key issues such as international marketing and in to maximise opportunities

for City to be a key gateway into North Yorkshire for tourism. We are also focussed on supporting existing businesses during development of the plan and have secured £50k of Shared prosperity funding for year one to deliver North Yorkshire marketing activity including attending the Great Yorkshire Show as Team North Yorkshire, delivering a digital marketing campaign, to start late Spring/Early Summer, and obtaining new film and photography for use across campaign.

York and North Yorkshire LEP

The York and North Yorkshire LEP continues to deliver whilst also transitioning towards the planned Mayoral Combined Authority. In particular the LEP secured £2.3m for Skills Bootcamp programme in 2023/24. This will be delivered across in excess of 15 providers across 20 industry led subject areas.

Alongside this, the LEP continues to deliver careers and enterprise support to every school, whilst support for business growth is delivered through the Growth Hub and an Inward investment service.

The LEP net zero work continues apace, with all Local Area Energy Plans now published. The whole of North Yorkshire is covered by these detailed plans which are available on the LEP website. Within this the LEP is working closely with both North Yorkshire and City of York to look future energy infrastructure needs. The lack of capacity is providing both a barrier to growth and to our ability to deliver our net zero ambitions.

The LEP is managing the Brownfield and Net Zero funding on behalf of the future Combined Authority and shortlisted projects are currently developing their full business cases with a view to securing a decision in September.

Shore Power Feasibility Study for Whitby and Scarborough Harbours

An application for funding to conduct a feasibility study into the future provision of enhanced shore power at both harbours has moved a step forward by achieving shortlisted status with the LEP. The study will investigate ways to provide electrical power to vessels to encourage greener operations and meet future carbon reduction aspirations across the Council and industry.

Dogger Bank Windfarm Support at Whitby Harbour

Whitby Harbour have recommenced supporting windfarm vessels operating from the port on the Dogger Bank Windfarm project. Operations are now regularly taking place on Endeavour Wharf and the Fish Quay to support a large multipurpose vessel and a barge with associated tug. The Port continues to encourage development of this type of vessel traffic and has received positive feedback from operators.

COUNCILLOR DEREK J BASTIMAN

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 MAY 2023

STATEMENT OF COUNCILLOR DAVID CHANCE EXECUTIVE MEMBER FOR CORPORATE SERVICES

Legal & Democratic Services

The February 2023 County Council meeting was the last Full Council meeting of North Yorkshire County Council. The agenda for the meeting was large with a number of key issues for the new North Yorkshire Council being debated, including: the annual budget; the Council Plan; the Constitution; the next steps with regard to the York & North Yorkshire Devolution Deal; and member allowances. The Constitution is a living document that is routinely reviewed every six months by the Member Working Group on the Constitution to check whether any amendments or updates are required.

The School Admissions Appeals Team is managing the bulk school admissions appeals, which follow the National Offer Day for secondary school places on 1 March 2023, and that for primary school places on 17 April 2023. In addition to the bulk appeals, there are a large number of in-year appeals. These in-year appeals have increased over the past two to three years as more schools in the county, particularly secondary schools, have no places available but families are moving into the area and expecting to be able to access a school place of their choice for their child or children.

Post day one, there were eight Democratic Services Teams working across eight sites. The work of the teams was co-ordinated via a core group of Democratic Services Managers and leads. The focus has been upon the effective delivery of the Council's planning and licensing functions and the continued support for Parish and Town Councils.

Stronger Communities

Community Support – Covid19 Response to Recovery

Stronger Communities continued to work with the network of 23 Community Support Organisations (CSOs), to act as a place based single point of contact for locally based support, in collaboration with their volunteers, partners and networks.

Although this arrangement ended on 31 March 2023, Stronger Communities has continued to work alongside the CSOs to identify elements of the model that could be retained and developed further to support the wider health, well-being and prevention, and community resilience agenda. In February, as part of the long established 'Achieve Together' Investment Programme, Stronger Communities opened a new opportunity to establish a Community Anchor model for North Yorkshire. Grants of £15,000 a year (for up to 3 years) will be made available for place-rooted organisations, based in principal service towns or centres, who are able to serve a wider hinterland. Initial stages of development work will take place to progress the model in Q1 of 23/24.

Household Support Fund (HSF)

Q4 saw the closure of North Yorkshire County Council's third phase of Household Support Fund (HSF). The Department for Work & Pensions (DWP) funded programme aimed to support those most in need with significantly rising living costs between October 2022 and March 2023.

In line with the expenditure guidelines and the agreed eligibility framework developed in partnership with the seven District and Borough Councils, c24,000 households across North Yorkshire received a direct award in the form of a shopping voucher in January 2023: with a 93% redemption rate. This encompassed eligible families, pensioners and working age adult households, as well as those who missed out on other forms of national Cost of Living support. In addition to this, supplementary funding was awarded to North Yorkshire Local Assistance Fund (NYLAF), Warm and Well, and 16 food providers across the County, and an HSF Exceptional Circumstances Fund was also delivered, to support those who may have missed out on support due to circumstances beyond their control. In total, 45,236 households in North Yorkshire received support through the third phase of HSF.

HSF will continue for a fourth phase in 23/24; work is now underway to develop the scheme, building on the learning from previous phases.

North Yorkshire Local Assistance Fund (NYLAF)

In 2022/23:

- £1.4m was invested in the Local Assistance Fund Scheme, which is unprecedented.
- 11,947 application forms were approved, directly supporting those deemed most vulnerable across the County.
- 20,032 individual awards were approved including essential furniture, white goods, food and energy vouchers for those fleeing domestic abuse, those with complex mental health needs, those homeless, families under exceptional pressure, etc.
- Approximately 60% of spend went towards standard items awarded and 40% on emergency food/energy vouchers.
- 69% of awards have gone to those under the three-core vulnerability groups supported by NYLAF historically: those with mental health issues, those homeless and families under exceptional pressure.
- NYLAF has also supported the Governments Homes for Ukraine Scheme, with around 50 awards going to refugees or host families to support those that have fled Ukraine directly.

In Q4, 3,968 applications were received, with a 90% approval rate. A total of £413,666.85 was spent, with 47% on food and energy vouchers, and 53% on standard awards. Highest levels of demand are seen in Scarborough (42%), followed by Harrogate, with lowest levels of demand in Richmondshire.

Other key areas of note this quarter include:

- The number of food and energy applications increased by 16% between February and March.
- The number of standard applications increased by 41% between February and March.

- Phone calls have seen an increase of 14% between February and March.
- 604 first time applicants have been supported.
- A new HSF Exceptions scheme has been administered by FFBS from January for people who are not eligible for the Household Support Fund. This was open between 9 January and 15 February 2023.
- An extension to the Household Support Fund was announced in the Spring Budget so the food and energy award levels are staying at the increased limit of four awards in a rolling twelve-month period until the end of March 2024.

Holiday Activities and Food (HAF) Programme

The HAF programme continues to develop and improve its reach in all areas of North Yorkshire. The recently appointed Holiday Activities & Food Coordinator has been working with North Yorkshire Together partners, and colleagues in CYPS, Stronger Communities and Public Health to develop the programme further with a particular emphasis on providing a wraparound service for families, its nutrition and healthy food offer. They have also been reinforcing the importance of the programme to schools and encouraging schools to explore how they could be involved in hosting sessions and promoting to their children and young people.

The Easter programme has just finished, and monitoring will be collected and collated in the next few weeks, but indications are good. There were 52 providers who ran 77 different programmes across North Yorkshire offering 17,582 free places to children eligible for free school meals as well as other vulnerable children.

Homes for Ukraine

At the end of March 2023, the number of Ukrainian guests residing in North Yorkshire through the Homes for Ukraine sponsorship programme was approximately 733. In addition, 554 guests, who initially arrived in North Yorkshire, have either moved on to live in independent accommodation, or another Local Authority area, or returned to Ukraine or another country, making 1,287 arrivals since March 2022.

North Yorkshire Council's two dedicated Employability Advisors continue to work to support guests and potential employers. Support is delivered online and in person and to date has included:

- Preparation for interviews
- General advice and signposting
- Job searches and applications
- New businesses and self-employment set up
- Online training
- College and university applications

As reported last quarter, a local decision was taken in North Yorkshire to increase the thank you payments for sponsors during the winter months, from £350 per month to £500 per month. This arrangement has now been extended until October 2023 when it will again be reviewed.

Health and Wellbeing

Stronger Communities continue to work in partnership with the NHS to transform mental health services for people with a serious mental illness through building capacity within communities and the voluntary sector. The approach includes financial investment, managed by Stronger Communities, working with four place based multi-agency partnerships to develop and/or pilot new community-based services and projects through grant funding to voluntary organisations and community groups with the over-arching aim of enabling people with a serious mental illness to live well in their communities.

Local Food Support

Work continues on the collaborative insight work with City of York Council to better understand the food and fuel insecurity landscape in the region. The work evaluates the range of support services that were established during the pandemic and explores potential opportunities for future service provision. Initial findings have been made available, with the Steering Group meeting in Q1 to discuss how the recommendations will be progressed, and to start planning a partnership event to launch the findings/carry out some further engagement work in summer 2023.

Reboot North Yorkshire

Work on Reboot North Yorkshire continues to progress with an increase in awareness around the programme. A variety of organisations and services refer their clients into the scheme with 57 devices being gifted to socially isolated individuals or those in need of a device to access training or continuing education. Our community partner Craven Reboot have also been very active in gifting devices, supporting people with IT needs, and encouraging donations within their communities.

Councillor Locality Budgets

The ninth year of the scheme started on 3 April 2023 and the last date for the receipt of recommendations will be 31 January 2024. Councillors are encouraged to focus on projects or activities that responded to local needs and community initiatives; the impact of climate change, and/or projects that promote the Council's Stronger Communities programme.

A report on the operation of Locality Budgets in 2022/23 will be presented to the Corporate and Partnerships Overview and Scrutiny Committee on 5 June 2023.

Customer

Over the last six weeks of the launch of the new council the customer service team have come together to work as one team. This has been in conjunction with the busiest time of the year for all contact centres. The teams have work really hard successfully working together across North Yorkshire as one team in dealing with contact about Council tax billing, garden waste, enquiries about the new council as well as business as usual.

We have recognised that from a customer perspective a new website and new telephone number has been a huge change and we have worked to ensure that services are accessible, local and inclusive.

This has not come without its challenges due to some technical telephony issues which have now been resolved. The council is committed to delivering customer excellence and will be promoting and implementing this across the whole council. We will continue to look at improving our services.

COUNCILLOR DAVID CHANCE

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL
17 May 2023
STATEMENT OF CHAIRMAN OF SCRUTINY BOARD

Scrutiny Board brings together the Chairs of the six thematic overview and scrutiny committees at the Council and the Older Peoples' and Young People's Champions. It provides an opportunity for a whole council view of scrutiny activity, which avoids gaps and overlaps and helps establish a lead committee for areas of joint interest. It also provides a forum in which the key performance issues for the Council can be reviewed and items for further scrutiny identified.

The scrutiny function was created to act as a check on and balance to the executive and it is a statutory requirement for all authorities operating executive arrangements. There has been one meeting of Scrutiny Board since my last statement to Council.

The meeting of Scrutiny Board on 17 February 2023 focussed upon the scrutiny of the Executive Q3 Performance Monitoring Report, ahead of the members of the Board attending the meeting of the Executive at 11am on Tuesday 21 February 2023. Some of the issues raised at the Executive meeting by members of the Scrutiny Board are highlighted below:

- The increase in contacts and referrals to children's social care provision and whether the increase was linked to the pandemic and people not accessing the help and services that they needed early on
- The take up of free school meals and an assessment of the success of the recent media campaign
- The increase in suspensions from school and the reasons for this increase
- The reduction in volunteer hours and the impact that this may have upon some service's ability to continue to deliver at the same level
- The increase in the patronage for the YorBus (demand responsive) pilot in quarter 3 and the reasons for this increase and the impact that this then has upon the overall cost and viability of the service
- The performance of the Highways Service with regard to the 99% KPI target for 'Highway dangerous defects to be made safe within 2 hours timescale' and whether this target is realistic
- The issue of retention of international recruits to adult social care services
- What has been the driver for recent increases in outbreaks of Covid-19.

The Older People's and Young People's Champions provided an update on key aspects of their work over the past three months. A common theme was work that is underway to better understand the experience of living in North Yorkshire as an older person or a young person.

Members of Scrutiny Board are next due meet at 26 May 2023. At that meeting, the Executive Q4 Performance and Finance Management Report will be scrutinised.

COUNCILLOR KARIN SEDGWICK
2 May 2023

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF CHAIR OF THE TRANSPORT, ECONOMY, ENVIRONMENT AND ENTERPRISE OVERVIEW AND SCRUTINY COMMITTEE

The Transport, Economy, Environment and Enterprise Overview and Scrutiny Committee has a remit that includes the following:

- Transport and communications infrastructure of all kinds, however owned or provided, and how the transport needs of the community are met;
- Supporting business, economic development and regeneration, the work of the Local Enterprise Partnership and helping people develop their skills, including lifelong learning;
- Sustainable development, climate change strategy, countryside management, waste management, environmental conservation and enhancement flooding and cultural issues.

The Committee last met on 12 April 2023 in the Brierley Room at County Hall.

Corporate Director for Environment Karl Battersby updated the committee on how the move to North Yorkshire Council had progressed for the directorate, as well as a wide range of issues including:

- Progress with major projects such as the A59 Kex Gill upgrade and the Transforming Cities Fund projects in Harrogate, Skipton and Selby;
- The approval of a new taxi licensing policy for North Yorkshire with the scope of an Inclusive Service Plan agreed;
- Waste collection and harmonisation – currently modelling scenarios ahead of going out to public consultation later this year;
- £6.5m for pothole repairs funding awarded to the Council in the Spring Budget

Following this, questions were raised from members on topics such as winter road maintenance, active travel schemes and how the allocation of the pothole repair money will be prioritised across the county.

Preventing flooding on highways – Gully clearance and maintenance

Members heard about the risk-based approach now used for gully clearance and maintenance across North Yorkshire and how this has been phased in over time. It was reported that 2022/23 has essentially been a transition year with regard to fully deploying the new risk-based approach to clean and maintain the 164,171 gullies on the highway network in North Yorkshire. This year, good progress through March, which was less-impacted by adverse weather and included some weekend / longer-day working, meant that completion of the full cleaning and maintenance programme was on track to be achieved.

By April 2024, all parts of the county will have had at least twelve months of the new Kaarbontech risk-based regime and therefore any inefficiency in attending gullies under the old regime/programme that would have been part of the 2022/23 year will be removed.

Issues raised by members on this subject included: working more collaboratively with officers to target known hot spot locations in their divisions where gullies overflow and are difficult to maintain; getting staff out on site to see issues first hand and deliver effective and long lasting

solutions; the best ways for councillors to feed in intelligence to ensure a quick resolution and the potential financial savings that could be realised from the new risk-based approach.

Civil Parking Enforcement

The financial performance and allocation of the civil parking enforcement annual surplus and general working balance for the 2022/23 and 2023/24 financial years were also considered, leading into a discussion regarding the running of the service before vesting day and now following local government reorganisation. The focus of the parking management service (charges, policies and enforcement) for North Yorkshire has been on getting to 'safe and legal', but will be subject to a county wide review by officers to ensure a more consistent approach to enforcement. The committee were keen to be involved in the review at the appropriate point to feed in their views.

As part of questions to officers, the difficult parking situation in several rural villages and tourist areas was highlighted and the different tools available to combat unreasonable parking were discussed.

The committee were joined by a representative from North Yorkshire Police (NYP) to set out their role and responsibility with regards to parking enforcement. Details were provided on the assistance NYP can provide through neighbourhood policing and problem solving teams if a situation escalates into a traffic policing offence, due to a vehicle causing a hazard or obstruction.

The unhelpful approach of some private car park operators in the county was also noted and any influence that the council can have on this is to be considered as part of the overall parking review process.

Work Programme

Under the work programme item, topics raised for discussion at future meetings and mid-cycle briefings included updates on the active travel schemes that are progressing around the county, the service transformation of the Environment directorate as it develops and a report on moorland conservation work.

The next meeting of the committee will be at 10am on Thursday 25 May.

COUNCILLOR DAVID STAVELEY
CHAIR, TRANSPORT, ECONOMY AND ENVIRONMENT OVERVIEW AND SCRUTINY
COMMITTEE
4 May 2023

NORTH YORKSHIRE COUNCIL

17 MAY 2023

STATEMENT OF CHAIR

CHILDREN AND FAMILIES OVERVIEW AND SCRUTINY COMMITTEE

Skelton Newby Hall Church of England Primary School

Under Public Questions or Statements, the Chair of Skelton Cum Newby Parish Council, Mr. Guy Critchlow had submitted a statement to the Committee.

Mr. Critchlow related the statement to the Committee in person.

The statement focused on the Sustainable Future Plan for Skelton Newby Hall Primary School and sought the support of this Committee for when the proposal to cease to maintain the Schools is considered by the Executive. Mr. Critchlow stated that he was representing the views of both the Parish Council and the community of Skelton-on-Ure.

Amanda Newbold, Assistant Director for Education and Skills, noted the comments of the Parish Council, together with the fact that they had responded to the consultation, which closed on 24th February 2023. All of the consultation responses would be included in the report to be presented to the Executive on 21st March 2023, when a decision would be taken as to whether to cease to maintain the School. If the decision is to cease to maintain the School, anyone wishing to object to, or make comments on, the proposal would have four weeks from the date of the publication of the proposal to do so.

Questions from Councillor Andrew Murday

Councillor Murday asked a number of questions relating to the proposal to close five Children's Centres, including one in his division.

Stuart Carlton, Corporate Director for Children and Young People's Service, advised that the Executive Member with responsibility for this matter is Councillor Janet Sanderson – the Executive Member for Children and Young People and that Councillor Murday may wish to seek a written response from Councillor Sanderson to the questions he had raised.

The Corporate Director stressed that the Directorate is only consulting on closure of those Children's Centres where they find there is no longer any use for them. None of the Centres are currently open and there are other buildings nearby, with no detriment to provision. There is a revenue cost associated with the Centres of £140,000 per annum. The question has to be asked why this cost should continue to be incurred when the buildings are of no use, or the service can be provided elsewhere more cost-effectively.

His sense was that this is a straightforward, risk-free proposal, but he would direct Councillor Murday's questions to the Executive Member for a written response.

Exclusions and Suspensions

We considered a presentation by Jane Le Sage, Assistant Director, Inclusion and Cerys Townend, Locality Manager, inclusion.

The presentation is available [here](#)

The key elements of the presentation outlined:-

- Trends
- The impact of exclusions
- The support available
- Future intentions

Officers responded to a number of questions from Members including:-

- Whether COVID has accelerated the situation
- Whether there is a split between Academies and Schools in the number of exclusions/suspensions
- The support received by parents

Education Update

Amanda Newbold, Assistant Director for Education and Skills and Howard Emmett, Assistant Director, Strategic Resources made a presentation, which is available [here](#):-

It covered three main areas:-

- School Organisation
- Educational Performance for North Yorkshire
- Financial Position for Schools

Officers responded to a number of questions from Members including:-

- The tangible value on the benefit to Schools of the support from the Local Authority
- Why small Schools are of such concern
- To what extent the Local Authority can ensure that Schools do not inadvertently exacerbate the situation by taking decisions in a crisis

Jane Le Sage, Assistant Director, Inclusion

This being the last meeting of the Committee that would be attended by Jane Le Sage, Assistant Director, Inclusion, I conveyed the Committee's thanks to her for the excellent work that she has undertaken for this Committee and its best wishes to her.

Looking ahead

The Committee considered its Work Programme in outline. Items currently scheduled for our next meeting in June 2023 are:-

- Annual Report of the Young People's Champion
- Early Years Sector Update
- Growing up in North Yorkshire Survey

COUNCILLOR BARBARA BRODIGAN

4 MAY 2023

Page 84

NOT PROTECTIVELY MARKED

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF CHAIRMAN OF THE TRANSITION (LOCAL GOVERNMENT REORGANISATION) COMMITTEE

The Transition (LGR) Overview and Scrutiny committee was constituted back in July 2022 to work alongside the existing five overview and scrutiny committees undertaking their 'business as usual' work, with a particular focus on helping to shape the development of the new unitary authority. As part of the new constitution for North Yorkshire Council, the committee has been retained for a further three years (until 31 March 2026) with a review after two years.

Following vesting day on 1 April 2023 and the move to the new unitary authority, the committee have been closely following developments and gathering feedback from residents.

The committee met informally on 27 April 2023 to receive a presentation from the Director of Transformation, updating members on the huge amount of work that took place in the run up to and over the vesting day weekend by the Day 1 readiness team and others. It was particularly interesting to hear about the level of detail that was involved in the change process over the opening weekend with deployment plans, issue logs and twice daily monitoring meetings all taking place to track progress. Since then, the floor walkers initiative at council buildings and continued work of the snagging team were pleasing to hear about to help assist with the reorganisation. Details of internal and external issues that have arisen since the formation of North Yorkshire Council and the next steps as the work to transform services gathers pace were also discussed.

On behalf of the committee, I pass on my thanks to all of the officers involved, particularly those working over the weekend of 1 and 2 April 2023 for their hard work in ensuring the transition to North Yorkshire Council was a smooth one.

At our recent informal meeting, the committee also discussed potential subject topics for the work programme of the committee during this critical phase, with a focus on scrutinising areas such as key customer facing services, how staff from former district and borough councils are being integrated as part of the new unitary authority, and how services such as tourism will be carried out in the future.

The next meeting of the committee will be held on Monday 19 June.

COUNCILLOR MALCOLM TAYLOR
CHAIRMAN TRANSITION (LOCAL GOVERNMENT REORGANISATION)
OVERVIEW AND SCRUTINY COMMITTEE
4 May 2023

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF CHAIR

CARE AND INDEPENDENCE AND HOUSING OVERVIEW AND SCRUTINY COMMITTEE

Social Care, Public Health and Climate Change

The committee agreed to consider the directorate's response to Cllr Andy Brown's line of enquiry in relation to Health and Adult Services directorate activity on Social Care, Public Health and Climate Change, inviting a response at this committee meeting. This covered:

Integrating Climate Change in Business Strategy

- How are we working to reduce emissions through Procurement and commissioning options, Market Shaping and working with providers to embrace change to an environmentally sustainable agenda.

Action taken by the directorate on changed ways of working,

- for example, remote working, business travel for our staff and care service users. Digital options – remote collaboration working, online assessments etc. promoting work with partners around tech care.

Prevent, Reduce and Delay Care need

- The role of Public Health and the social and environmental determinants of health.
- Keeping people healthy; green agenda; Air quality/pollution - What opportunities are there in terms of the wider Culture and Leisure agenda.

A detailed response was considered, one that included the draft HAS Climate Action Plan which, when finalised, will form the basis of the directorate's contribution to the overarching NYC strategy. Highlights included:

- Climate change & sustainability is a recognised part of HAS work plan.
- Identified leads for climate change for adult social care and public health since 2019.
- Climate change key issue highlighted in 2019 HAS Summer Conversations.
- Lots of work ongoing – in light of (draft) NYC climate strategy the directorate is pulling all current and planned work together into HAS climate action plan.
- Lots of crossover between climate and public health agendas – specific public health action plan to supplement HAS plan.

The Climate Action Plan follows nationally accepted guidance from the Local Government Association. This includes a series of commitments about what we will do and how we will do it. Also, HAS intends to include commitments around additional pieces to support implementation of the action plan:

- HAS Climate Board
- Climate literacy training
- Development of service level plans
- Climate in all policy approach

In relation to public health, there are significant commitments to:

- Develop the evidence base and data for the climate impact within North Yorkshire.
- Address the wide range of health impacts of climate change.
- Strengthen the climate resilience and environmental sustainability of the local health system, commissioned services, strategies, and interventions.
- Promote the health co-benefits of climate change mitigation in other areas.

The committee remarked favourably on the comprehensive nature of the draft plan. Although it may not address directly the specific questions raised in the line of enquiry, the service issues Cllr Andy Brown raised were properly and rightly incorporated in the scope and narrative of the draft plan.

Whilst the committee does not intend, in the short term at least, to look again at the draft plan, once the overall strategy is adopted the commitments within it will be a key element of how the committee chooses to scrutinise service performance and developments.

Local Account

Once every year the committee considers the Health and Adult Services Local Account - the annual statement of HAS performance in delivering adult social care. Given that the Local Account ought to be an honest assessment of social care performance, it is helpful that, before it is published, members can review, pass comment and make suggestions for any amendments.

1. The time period covered for this Local Account is 1st April 2021-31st March 2022.

Whilst the main focus is adult social care, it is both helpful and important that the account also references in some detail public health activities.

For this Local Account, we liked that the format has been adapted to introduce the HAS Plan 2025 and better support the Directorate's work to prepare for the new CQC assessment framework for council's adult social care (reported in my last statement). In addition, we could see evidence of the intention to make the report more user-friendly and accessible.

We supported the way the format has been amended so that future Local Accounts can be aligned to the CQC self-assessment and showcase performance improvement in an engaging and accessible way.

As in previous years, the committee found the Local Account to be a high-quality document, well written and accessible. It has passed what for members has been the pivotal test: it is self-reflective rather than self-congratulatory.

Care Market Update

When we review service updates on chosen topics, care market information is also made available as it is crucial if we are to assess whether we are supporting vulnerable adults effectively. But we decided it was time to reflect more generally on care market matters and gain a fuller picture of the pressures throughout the care sector. We wanted to be in the best position to determine where our key areas of focus should be for the coming year.

We learned that the key headlines, the areas of the greatest pressure, are:

- **Workforce issues** across the health and care sector
- Increased number of **hospital discharges**
- Unsourced **packages of home care**, particularly in Whitby, Craven and Ryedale
- **Cost of care** continues to rise, particular issues resulting from economic pressures
- Limited **care home capacity**, with deregistration of nursing homes
- **Sustainability of the care market** remains a priority, issues relating to financial stability and recruitment and retention

Unsurprisingly, all these elements were, in one way or another, part of our work programme. However, because of what we heard, we will escalate them as topics for regular monitoring and review. Our initial thoughts are that will entail looking closely at:

- the significance and impact of unsourced packages of care and if some areas of the county were more affected than others, what does this mean for equity.
- The complications and financial implications to providers and the authority resulting from the sector running high occupancy rates.
- The details, findings and conclusions of a pilot scheme in Harrogate on changed terms and conditions for the social care workforce.
- How we work to prevent but, when required, respond to market provider failure.

Informal session on Dementia

We were all pleased to see that Jill Quinn, who represents the community and voluntary sector on the committee, who founded Dementia Forward 10 years ago and now works as the Chief Executive, was made a Member of the Order of the British Empire (MBE) for services to people with dementia.

Jill facilitated an excellent informal session with committee members, covering how her organisation has developed and grown, the prevalence of dementia in the county, and local and national initiatives.

Looking Ahead

The committee agreed to hold an informal session to help it understand how it might carry out its expected new responsibilities around housing. A meeting between the Chair, Vice Chair and the AD for housing has been arranged for an initial discussion.

For the next meeting in June, we will be looking at:

Extra Care - next generation	Update on progress and statement on ambition to see Extra Care in all key towns by 2023.
Unpaid Carers – support for Carers	Overview item to help assess the support provided to adult carers of adults in North Yorkshire.
Direct Payments	Revisit how NYCC is ensuring that Direct Payments enable more choice and control over the support people receive and how their social care needs are met

Living Well

Update on service activity

Digital Lives

Introduction to Technology enabled care, online care, financial assessment and brokerage. Tech Enabled Care –supporting and enhancing the experience of people and their independence in their own homes. Activity, Initiatives etc

Intermediate Care/Discharge to Assess

Discharge arrangements and current position throughout the county. This may include a briefing on introduction of Pilot scheme for short-term care beds.

COUNCILLOR KARIN SEDGWICK

2 May 2023

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF THE CORPORATE AND PARTNERSHIPS OVERVIEW AND SCRUTINY COMMITTEE CHAIRMAN

Since the Chairman's last statement to Council on 22 February 2023, the Corporate and Partnership Overview and Scrutiny Committee has met once on 6 March 2023, when the following items were considered:

- Bi-annual Update on Community Safety Plan Delivery and Partnership Working
- Bi-annual Stronger Communities Programme & Corporate Volunteering Update
- Annual Workforce Update
- Foodbanks Scrutiny Review.

At the committee meeting on 6 March 2023, members raised the following issues:

- The scale of the work being done to support the priority area of 'Violence Against Women and Girls' and the challenges arising
- The changing role of the Stronger Communities Team post pandemic and how it will adapt to working in the new North Yorkshire Council as a key service supporting local community action and intervention
- The post pandemic nature of volunteering and what actions needed to be put in place to support volunteering in the longer term as an increasingly important element of local delivery of services
- The action being taken to manage staff vacancies in key areas of work, particularly social work and technical roles, and what impact the creation of the North Yorkshire Council will have on vacancy levels.

There was also an update from the Foodbanks Scrutiny Review Task Group, which noted that: there remained a stigma associated with the use of food banks, which risked deterring those people most in need from seeking support; the donations from businesses were falling as bigger organisations work hard to reduce their waste and as supermarkets focus on improved stock management; there was increasing demand for food banks in the county.

The next meeting of the committee is on 5 June 2023 and the following items are scheduled for scrutiny at that meeting:

- Annual review of Councillor Locality Budgets 2022/23
- Annual review of the Refugee Resettlement Programme
- Bi-annual Performance Update on the work of Property Services and estates management
- Annual Update on Library Services.

It is anticipated that the work of the committee will evolve over the next 12 months as scrutiny of aspects of the work of the former district and boroughs councils is taken on as well as scrutiny of some of the changes associated with the creation of the new North Yorkshire Council.

COUNCILLOR DAVID IRETON

2 May 2023

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL

17 May 2023

STATEMENT OF CHAIRMAN OF THE SCRUTINY OF HEALTH COMMITTEE

The Scrutiny of Health Committee has a responsibility to review any matter relating to the planning, provision and operation of health services within the County, including Ambulance Trusts and the policies of the Strategic Health Authority. A key part of that responsibility is requiring NHS bodies to consult health scrutiny on proposals for substantial developments or variations to local health service provision. The Committee contributes to annual health checks by providing commentaries to the Health Care Commission on the performance of NHS Trusts serving North Yorkshire and on the experiences that the Committee has had with those Trusts.

Committee Meeting on 10th March 2023.

The Committee last met on 10th March 2023, in person in The Brierley Room at County Hall. At that meeting, Members received detailed presentations on: The Annual Report of the Director of Public Health; An Update on the Changes to Sexual Health Services in North Yorkshire; Details on Mental Health Enhanced Community Services. There were no public questions or statements at the committee meeting.

Outlined below are further details in relation to some of the areas that the committee has been looking at.

Director of Public Health Annual Report

The Committee received an update on the Annual Report of the Director of Public Health. Some specific points raised and discussed were ;

- deprivation in coastal areas makes attracting staff problematic.
- access to dental services is still very much in focus and the public health department are working hard to help educate and develop in this area
- a Public Health Consultant is now in post with a specific remit around young people
- indoor air quality is a key area of focus and there is work to do but plans are in place to achieve this
- several health issues were heightened during lockdown including obesity, more specifically in children
- there is a need to analyse the current data and work with communities and link to education, nutrition, exercise and lifestyle
- there is also a need to link with the housing strategy and provide input

Changes to Sexual Health Services in North Yorkshire

The Committee were updated on the changes to Sexual Health Services in North Yorkshire by Emma Davis, Public Health Manager, HAS. The main points covered were;

- NYCC and York and Scarborough Teaching Hospitals NHS Foundation Trust (YSTHFT) entered into a Section 75 on the 1st April 2022
- a delegated budget from the Public Health Grant was to provide an open access, all age integrated sexual health service for the population of North Yorkshire initially for a period of 4 years with the option to extend for a further 6 years, subject to mutual agreement
- a reminder that the service delivers, sexual health promotion and information, contraceptive services (full range), sexually transmitted infections (testing and

treatments), pre-exposure prophylaxis (PrEP), clinical and community outreach service and counselling services

- a review of the service performance and data.
- The key areas of development for 2022/2023.

There then followed a discussion around the following points;

Key elements cover sex workers, migrants, homelessness and other vulnerable groups with certain areas of the county who are more in need of the service than others. It was however concerning that Chlamydia cases in North Yorkshire were higher than the average in England.

The suspension of the queue and wait clinic in Scarborough and how this has been resolved in varying formats within the area to allow services to continue. It was confirmed that there are drop-in services at

- Monkgate Health Centre, Monkgate YO31 7PB. Every Thursday at 4 pm until 7pm
- Harewood Medical practice Northallerton (42 Richmond Rd, Catterick Garrison DL9 3JD) Every Wednesday at 4pm - 5pm
- The Mulberry Unit at Northway Scarborough YO12 7AF. Every Tuesday 4pm- 6:30pm

In support and review of the service, a friends and family survey has been completed monthly, with no concerns raised as yet. Walk in centre services would continue as these have been particularly successful. Counselling service is also popular and remote appointments are working equally as well as face to face with both options being offered. There is an opportunity to refine work around sexual history and individual risk, in order to test the right people at the right time.

Mental Health Enhanced Community Services

The Committee were presented with the updated situation regarding Mental Health Enhanced Community Services within the County. The key points covered were;

- Details of the services covered by the Trust including Community Mental Health Teams, Mental Health Support Teams in Schools, Specialist Eating Disorder Team, Crisis Team, Single Point of Access Team and Psychologically Informed Partnership Approach Team
- details on the current number of referrals and the timescales involved highlighting the service has received almost 9000 referrals over the last 12 months, with 5000 young people currently in the service
- referrals are usually seen by community teams within 8 weeks and by mental health support teams within 4 weeks, and by the crisis team on the same day
- an experienced lived in director is now in post
- "I Thrive", a stronger more robust system of pathway for 16-25 year olds is now in place
- recruitment remains challenging and there are currently vacancies for Consultant Psychiatrists, Psychologists, Registered Nurses and Administration Staff
- plans for the immediate future and the key messages of the Trust going forward.

Submission to the Health and Social Care Committee

The Scrutiny of Health Committee still awaits publication of the results of its submission to Steve Brine, Chair of the Health and Social Care Committee in relation to their call for evidence in support of an enquiry into the struggle to access NHS dentistry services.

Committee Workplan

Having previously discussed at length the challenges facing healthcare across the County generally and in particular the areas the Committee felt would be a priority in terms of Scrutiny over the next 18-24 months, the workplan has been updated to reflect this.

The Committee is keen to work collaboratively and will therefore continue to link in with the Council's Area Constituency Committees (ACC's) to ensure focus is maintained at a local level. The committee will also continue to work closely with the Care and Independence Overview and Scrutiny Committee allowing continued joint working around social care.

The next meeting of the committee will be at 10am on 16 June 2023.

COUNCILLOR ANDREW LEE
Chairman of the Scrutiny of Health Committee
19 April 2023

This page is intentionally left blank

NORTH YORKSHIRE COUNCIL
17 May 2023

**The Report of the Executive concerning a Notice of Motion on Proportional Representation
that was referred to the Executive at the meeting of the County Council on 16 November
2022**

Report of the Assistant Chief Executive Legal and Democratic Services

1.0 PURPOSE OF THE REPORT

- 1.1 To provide Council with a summary of the deliberations and recommendations of the Executive concerning a Notice of Motion on Proportional Representation that was referred to the Executive at the meeting of the County Council on 16 November 2022.

2.0 BACKGROUND

- 2.1 At the meeting of the County Council on 16 November 2022, a Notice of Motion regarding Proportional Representation (PR) was considered. County Council resolved that the motion be referred to a meeting of the Executive for consideration, with recommendations to be brought back to the meeting of the County Council on 22 February 2023. It was subsequently agreed by the proposer and seconder of the Motion that the matter be deferred to the meeting of the North Yorkshire Council on 17 May 2023. A copy of the report that went to the Executive at their meeting on 7 February 2023 that includes a copy of the Motion is provided at Appendix A.

- 2.2 The Council's Constitution (Council Procedure Rules, section 11, page 193) states:

(h) If a motion is referred to the Executive or one committee only, the Executive or that committee shall report to the Council upon that motion together with its recommendation. If a motion is referred to more than one committee, the Executive shall report to the Council upon that motion together with its recommendations. The report of the Executive or any committee to which a motion has been referred shall contain a statement of that motion.

(i) When the Executive or a committee reports back on a motion, the motion, as originally moved and seconded at the earlier meeting, will be the matter before the Council. Any recommendation of the Executive or committee to amend the motion will therefore be an amendment to the motion and any recommendation to support or oppose the motion will be only an expression of views.

3.0 EXECUTIVE MEETING ON 7 FEBRUARY 2023

- 3.1 The motion was considered at the meeting of the Executive that was held on 7 February 2023. The motion and an accompanying officer report were introduced by Councillor David Chance (both included at Appendix A). The officer report provided a comprehensive overview of the different forms of PR in use across the world, along with advantages and disadvantages of these systems and of the current First-Past-the-Post (FPTP) system. Councillors Chris Aldred and Andy Brown made representations to the Executive in support of the motion and statements of support were also received from eight members of the public.

3.2 The minutes of the meeting of the Executive meeting, including details of the public statements given, on 7 February 2023 can be accessed via the following link - [Agenda for Executive on Tuesday, 7th February, 2023, 11.00 am | North Yorkshire County Council](#). A summary of the discussions by the Executive is as follows:

- No electoral system was perfect and there were always pros and cons associated with any form of voting used.
- PR-based systems of voting did enable a greater number of parties to be represented on political bodies, which in turn could enable a broad range of political views to be heard. However, it was also considered that the various methods of PR were felt to often lead to weak coalition governments supported by more bureaucratic systems.
- The FPTP system of voting had the advantage of providing a clear winner in every seat contested; it built a strong relationship with the locally-elected officials and was a well-known system of voting that was easy to understand. It was suggested that there has been an increase in voter engagement since 2001 under FPTP.
- It was noted that the Motion recommended to full Council that a letter be written to the Secretary of State advocating for a review of the current electoral system, with a view to implementing a form of PR. This would be a decision for national government, for whom a change in the voting system is simply not on the agenda; particularly not prior to the next General Election, likely to be within the next 18 months. As such, it was felt that submitting such representations would be of little value.
- While respecting the various views put forward, Executive Members expressed concern that consideration of this principle was not, essentially, the business of the Council, whose role it is to focus its resources on delivery of local services.
- Concern was also expressed at the time and costs associated with considering the Motion, in view of this being an issue which the Council has no control over.

3.3 Having considered the report in full, the representations by Councillors Brown and Aldred, and the statements presented by members of the public, the Executive Members present voted to recommend that the Council reject the Motion put forward as a result of the Council's resources and role.

3.4 Taking into account the considerable business to be effected in relation to local government reorganisation at full Council in February 2023, and given the level of interest in the Motion, the proposer and seconder of the Motion agreed with Executive Members during the meeting that its consideration should be deferred to full Council on 17 May 2023.

4.0 FINANCIAL IMPLICATIONS

4.1 There are no specific financial implications associated with this report.

5.0 LEGAL IMPLICATIONS

5.1 A change to the way that voting is undertaken locally/regionally and nationally would require a change in current electoral law. This would be a matter for Parliament to determine. Any legal implications for the Council would only arise for example if a change in voting is agreed and this impacts on the Council's role in ensuring a fair and robust election process locally.

6.0 CLIMATE CHANGE IMPLICATIONS

6.1 There are no specific climate change implications associated with this report.

7.0 EQUALITIES IMPLICATIONS

7.1 There are no specific equality implications associated with this report.

8.0 REASONS FOR RECOMMENDATION

8.1 It is the view of the Executive that as the Council has no influence over this national matter – which would require a change in legislation – any pursual of this matter via the Secretary of State is unlikely to have impact.

8.2 It is also the view of the Executive that the Motion does not constitute the core business of the Council and that further consideration of/action on this matter will incur resources and cost to the Council which could be better directed towards delivery of local services.

8.3 While respecting the views put forward from public speakers and from the proposer and seconder to the Motion, the Executive therefore does not support the Motion and wishes to recommend to full Council that the Motion is rejected.

9.0 RECOMMENDATION

9.1 That Council considers the recommendation of the Executive and does not support the Notice of Motion on Proportional Representation that was referred to the Executive at the meeting of the County Council on 16 November 2022.

APPENDICES:

Appendix A – Report to the Executive Meeting of 7 February 2023 regarding Consideration of the Motion on proportional Representation referred to the Executive at the meeting of the County Council on 16 November 2022.

Barry Khan
Assistant Chief Executive Legal and Democratic Services
County Hall
Northallerton
5 May 2023

Report author: Diane Parsons, Principal Scrutiny Officer.

Note: Members are invited to contact the author in advance of the meeting with any detailed queries or questions.

Appendix A – Report to the Executive regarding the Motion on Proportional Representation

North Yorkshire County Council

Executive

7 February 2023

Consideration of the Motion on Proportional Representation referred to the Executive at the meeting of the County Council on 16 November 2022

Report of the Assistant Chief Executive (Legal and Democratic Services)

1.0 PURPOSE OF REPORT

- 1.1 To enable the Executive to consider the motion regarding Proportional Representation that was referred by County Council at their meeting on 16 November 2022 and to make recommendations to the meeting of the County Council on 22 February 2023.

2.0 BACKGROUND

- 2.1 At the meeting of the County Council on 16 November 2022, a Notice of Motion regarding Proportional Representation was considered. County Council resolved that the motion be referred to a meeting of the Executive for consideration, with recommendations to be brought back to the meeting of the County Council on 22 February 2023. The motion is at Appendix 1.

- 2.2 The Council's Constitution (Council Procedure Rules, section 11, page 193) states:

(h) If a motion is referred to the Executive or one committee only, the Executive or that committee shall report to the Council upon that motion together with its recommendation. If a motion is referred to more than one committee, the Executive shall report to the Council upon that motion together with its recommendations. The report of the Executive or any committee to which a motion has been referred shall contain a statement of that motion.

(i) When the Executive or a committee reports back on a motion, the motion, as originally moved and seconded at the earlier meeting, will be the matter before the Council. Any recommendation of the Executive or committee to amend the motion will therefore be an amendment to the motion and any recommendation to support or oppose the motion will be only an expression of views.

3.0 WHAT IS PROPORTIONAL REPRESENTATION?

- 3.1 Proportional Representation ("PR") is an electoral system in which the distribution of seats corresponds closely with the proportion of the total votes cast for each party. For example, if a party gained 40% of the total votes, a perfectly proportional system would allow them to gain 40% of the seats. A number of countries/regions adopt a PR-style electoral system as an alternative to the traditional 'First-Past-The-Post' system (see 4.1), in order to try and achieve a greater degree of proportionality in their government/administration.

- 3.2 There are three main forms of PR in use in parts of the UK, Europe and further abroad. Some are focussed on achieving the PR of different political parties while others permit the voter to choose between individual candidates. The degree of proportionality also varies; it is determined by factors such as the precise formula used to allocate seats, the number of seats in each constituency or in the elected body as a whole and the level of any minimum threshold for election.
- 3.3 Further sources of detailed information on PR are listed under “Background information” if helpful. This is a very nuanced area of electoral administration, as it is applied in different ways across the world and with differing outputs; factoring in differing levels of voter choice, motivation and geographical and political landscapes. As such, it is difficult to make neat comparisons which do full justice to the breadth of academic or governmental study on electoral systems and their impacts. Any summary provided herein is intended to just draw out some of the overarching themes and assumptions. An outline of the key PR systems and where they are used in the UK and Europe is provided below, along with their key features and impacts (possible pros and cons).

3.4 **Party-List PR**

Party-List PR is the most commonly-adopted type of PR system in Europe, with 31 European countries using this approach including Belgium, Denmark, Greece, Netherlands, Norway and Spain. Multiple candidates are elected according to their ordered position on a predetermined electoral list. Parties are awarded seats in Parliament according to the overall proportion of votes they receive within their district or constituency.

- 3.5 Two main voting methods are used in Party-List systems: open and closed lists. On an open list system, each ballot contains a candidate list and so a vote for a candidate equals a vote for that candidate’s party. In the closed list system, voters tick the box on the ballot that corresponds with their preferred party rather than selecting an individual candidate (parties choose an ordered list of candidates beforehand). Once the election concludes, seats are allocated to each party based on the percentage of votes they receive. As such, if a party gets 40% of the votes in a ten-seat constituency, they would win four parliamentary seats. Candidate lists vary so are tailored to the voters the party seeks to attract, e.g. taking into account factors such as gender and geography.

3.6 Key features and impacts of the Party-List PR system:

In the longer-term, a Party-List PR system can ensure that the needs and concerns of diverse groups will have a voice in Parliament as countries with Party-List PR tend to have lots of parties and newer/smaller parties also have a better chance of gaining seats. Proponents of this system argue that it leads to greater voter participation due to the broader range of choices available.

- 3.7 Conversely, a criticism of this system is that it can give too much power to parties. Local party members often have no say in the selection and voters may also end up being stuck with a less popular candidate for that party. There is arguably less of a local/constituency link, with voting areas covering vast areas in some cases (for example, the Netherlands is one large constituency). The system is also more likely to result in more minority/coalition governments.

3.8 **Single Transferable Vote (STV).** STV is used for:

- Northern Ireland Assembly elections
- Local elections in Scotland and Northern Ireland;

- Republic of Ireland's general elections.

STV is a form of PR which uses preferential voting, usually in multi-member constituencies. Voters rank candidates in order of preference by marking 1, 2, 3 and so on. A voter can rank as many or as few candidates as they like or vote for only one candidate. Each candidate needs to reach a quota. This is the minimum number of votes calculated according to the number of seats and votes cast. The first preference votes for each candidate are added up. Candidates who achieve this quota are elected. Surplus votes from candidates who hit the quota go to second preference candidates. Votes from the candidates with the fewest first preference votes who do not achieve the quota are eliminated. Their votes go to the second preference. Outside of the UK, Malta also uses the STV voting system.

3.9 Key features and impacts of STV:

Voters can choose between candidates from the same party or different parties. Constituencies cover a whole town or county, therefore arguably creating a recognisable local link with a choice of representatives for voters to talk to. In a STV system, very few votes are 'wasted'; namely fewer votes are cast for losing candidates or unnecessarily cast for a run-away winner. STV reduces/removes the need for tactical voting. Elected bodies with broader representation are more likely to be both reflective of the electorate's views and more responsive to them.

3.10 In terms of potential disadvantages, in sparsely populated areas, like the Scottish Highlands, STV could lead to enormous constituencies and is a key reason why it has not been promoted in such areas. A voting system that allows voters to rank candidates can also be prone to what has been termed "donkey voting", whereby voters vote for candidates in the order they appear on the ballot.

3.11 **Additional Member System (AMS)** - also known in some countries as the Mixed Member Proportional (MMP) system. The AMS system is used in the UK by:

- The Scottish Parliament
- The National Assembly for Wales
- The London Assembly.

Voters are given two votes on separate ballot papers. One vote is for a constituency member and one vote is for a party list. In Scotland and Wales, list members are elected by region. In London there is a single London-wide list. Constituency votes are counted first and the members for each constituency are elected using first-past-the-post (see 4.1). Additional members are then elected by counting the party list votes in each region. The number of members elected from the list is based on the percentage of the votes cast but also takes into account the number of constituency members already elected in the region. So, if a party has five MPs from the constituencies and its fair share is eight MPs then three candidates from its list become MPs. This is designed to make the result more proportional to the number of votes cast. In addition to the above nations/regions, AMS (MMP) is also used as a voting system within Europe in Germany and Hungary.

3.12 Key features and impacts of AMS:

This system has become popular in some areas as some see it as a compromise solution between the Westminster system and highly proportional PR. The 'list' MPs can provide a second layer of representation should the voter feel their MP does not represent them. It also ensures that every party can potentially win seats in every area. Voters have more

choice when they go to vote, every vote counts and the overall result is fairer to all parties or more proportional. For example, the 2016 Scottish Parliament elections saw a maximum difference of 5% between the votes received and the MSPs returned.

- 3.13 However, as a compromise, it is also argued that it ensures that 'safe seats' rarely change hands and parties still have a lot of control over who gets elected, with parties deciding the order of candidates on the list. AMS increases the likelihood of electoral outcomes that lead to minority and coalition governments. AMS is also not as proportional a system as other PR systems and smaller parties still have less representation. Some also argue that it is not as easy a system for the voter to understand as some others.
- 3.14 The only other voting system in use within the UK is the Supplementary Vote (SV) system, which is used specifically for mayoral and Police and Crime Commissioner elections. This is not a proportional voting system and is akin to the Alternative Vote (AV) system used in some parts of the world (see also 4.4).

4.0 FIRST PAST THE POST

4.1 The House of Commons and local councils in England and Wales use the First-Past-The-Post ("FPTP") system. At a general or local election, voters put a cross (X) next to their preferred candidate on a ballot paper. Ballot papers are counted. The candidate with the most votes represents the constituency or ward. In addition to voting for a local MP, voters are also taking part in choosing a government. The party with the most MPs becomes the government. A number of former British colonies use this system. Canada, India and many Caribbean and African states also still use this system. In Europe, aside from Belarus, only France uses a 'one-person-wins-all'-type voting system at presidential, legislature and regional elections.

4.2 Key features and impacts of FPTP:

In terms of potential advantages, the FPTP system is easy to understand and familiar to voters in the UK. FPTP arguably results in a strong constituency-MP relationship due to one MP being elected for each constituency. Additionally, if voters do not like their MP they can vote to remove an individual person. There are also arguments in favour of having a one-party strong government – as opposed to a coalition/minority government - which then has five years to put its plans into action.

4.3 On the converse side, an MP can be elected on a minority of the total vote (as low as 35%), bringing into question the representative and reflective nature of the system and its elected individuals. The winning party is also usually elected by less than 50% of voters. For example, the Conservatives won 43.6% of the vote at the 2019 General Election. As such, millions of voters can support one party and get a single MP, while a few hundred thousand people who support a different party can get ten times as many. This system tends to generate two large parties so smaller parties without a geographical base find it hard to win seats and do not gain fair representation. For example, in 2015, UKIP polled 12.6% of the vote but returned only one MP. Critics of FPTP would highlight that issues that are important in Westminster aren't necessarily the same as issues that the public is feeling strongly about locally/regionally and as such the lack of proportionality also results in a less reflective and representative administration. It is argued that FPTP encourages tactical voting (or people not bothering to vote at all) as individuals are potentially more likely to think their vote will have little chance of helping to elect their candidate.

4.4 There is a common misconception that the UK has already held a referendum proposing the implementation of PR. However, for clarity, the 2011 referendum had regard to proposing to change the voting system to the Alternative Vote (AV), not PR. In an AV

system, voters put a number by candidates in order of preference. If more than half of voters have the same favourite candidate, that person becomes the MP. If nobody gets half then the counters remove whoever came last and review the ballot papers which had that person as favourite. Rather than throwing away these votes, they move each vote to the voter's second favourite candidate. The process is repeated until one person has half the votes and becomes MP. As such, voters can vote for their favourite without worrying about a 'wasted' vote. However, the seats won would not reflect the overall distribution of public support and in the main therefore, AV is not a proportional voting system. In 2011, 67.9% of voters sought to keep with the current FPTP system at this referendum (turnout was 42.2%).

5.0 THE EXPERIENCE OF PR IN THE UK AND NORTHRN IRELAND

- 5.1 The Motion put forward for consideration by the Executive (Appendix 1) outlines that governments which use a PR voting system are ones which "better reflect the age, gender and protected characteristics of local communities and the nation. MPs & Councillors better reflecting their communities leads to improved decision-making, wider participation and increased levels of ownership of decisions taken." It wouldn't be possible to categorically compare like for like in terms of the experience of recent years in Scotland, Wales and Northern Ireland with that of Westminster elections as one would have to simultaneously conduct both a FPTP and PR system of voting.
- 5.2 Looking at the devolved administrations' experiences though, while it's true that single-party majorities are rare now in Scotland, Wales and Northern Ireland, recent elections there have generally produced more proportional – and as such more reflective - results. The Gallagher Index measures the gap between votes received and seats won, with a lower score indicating a more proportional result. The Institute for Government highlights that "*since devolution in 1999, the Northern Ireland assembly's STV system has consistently been the most proportional in the UK, with an average disproportionality score of 3.8. The Scottish Parliament and, especially, the Senedd [Wales] are less proportional [with AMS systems], with average scores of 7.0 and 10.5 respectively. Both, though, are more proportional on average than the UK as a whole: Westminster general elections have averaged 14.2 over the same timeframe.*"¹
- 5.3 The question of whether PR has a direct causal relationship with higher voter participation is more complex. Research carried out in 2003 suggests that on average, turn-out in countries with some form of PR tends to be about five percentage points higher than in those with FPTP systems.² However, in the experience of the UK's devolved administrations moving to a PR system, voter turnout fell initially in each after devolution, before climbing up gradually. For example, turnout for the UK General Election in December 2019 was 68.1%. In Scotland, the elections to its Parliament in 2021 hit a high at 63.2%. In Northern Ireland in 2022, voter turnout was at 63% (down by 1.2%). Welsh Assembly elections have continued to be particularly low compared to the other nations, with turnout in 2021 at 47%, although this was the highest since devolution.
- 5.4 Across Europe, it has been found that countries under PR with relatively high turnout are those that operate 'closed list' systems, which make the least connection between individual candidates and constituents; a feature which is highly-valued in the UK context. It is therefore impossible to compare like for like across these results and this points to the fact that voter participation is likely to be similarly determined by a number of specific external factors - such as motivations of individuals, the perceived differences (or lack of)

¹ See <https://www.instituteforgovernment.org.uk/explainer/electoral-systems-across-uk>; 27 Feb 2020.

² See [The Governance of Britain: Review of Voting Systems: The experience of new voting systems in the United Kingdom since 1997 CM 7304 \(publishing.service.gov.uk\)](#); p.93; Jan 2008.

between political parties in a given election, ease of voting, voter knowledge, etc. It is reasonable to conclude though that any system whereby voters feel that their vote is not 'wasted' and there is a higher likelihood of a chosen candidate or party being successful is going to be more conducive to wider participation.

- 5.5 In terms of how well PR voting systems best reflect diverse communities and those with protected characteristics, the experience of multi-member constituencies with an STV system in Europe is that having four or five representatives elected for that area, rather than one MP, makes for a more diverse range of views and experiences. Research has particularly shown that a PR system offers several advantages to female candidates and that women's representation is higher under PR than under a majority voting system.³ This may be because parties have to publish candidate lists and are encouraged to ensure a more even balance across gender and potentially across other demographic factors plus protected characteristics. PR systems enable smaller parties – with interest in particular community/demographic issues – to get more of a 'foothold' and as such could arguably be more conducive to ensuring a more reflective administration.
- 5.6 The 2019 General Election (FPTP) was the most diverse so far for returned MPs in terms of gender, race and ethnicity, although only 220 of the 650 seats were occupied by women, so still way behind many European countries and behind the proportion of women elected to the Scottish, Welsh and London Assemblies.⁴ Conversely, 45 out of the 650 MPs elected in 2019 were openly gay/lesbian/bisexual, which is a higher proportion than captured for the English and Welsh population in the 2021 Census. Again, this speaks to the notion that factors around proportionality and representation under PR, as compared with a Westminster-style system, are complex and nuanced. Indeed, a study by the Ministry of Justice in 2008 also noted that during the first ten years of devolution *"there has been very little improvement in the representation of BME groups across all voting systems and it is clear that for both ethnic and gender representation, party behaviour in terms of selecting candidates is more critical than the voting system alone"*.⁵

6.0 CONCLUSIONS

- 6.1 PR systems of voting enable a greater number of parties to be represented in Parliament and as such makes for an administration which would be more reflective of the votes cast by a broad range of communities. Voters are more likely, on balance, than under a FPTP system, to feel personally invested in the electoral process if their vote counts and their elected representative is someone they can identify with and as such it will tend to have a bearing on voter participation.
- 6.2 This needs to be balanced against the fact that while PR enables a greater number of parties to be represented, there is a strong likelihood of coalition government. Research tends to show that both FPTP and coalition governments can be effective and stable but the longevity of represented parties in a PR system can differ according to the political context. As identified in the Ministry of Justice study, *"the political culture rather than the voting system determines the number of parties in parliament, the longevity of governments and political behaviour. The voting systems are more likely to be enablers for change, rather than the causes of change."*
- 6.3 If the Council were to decide to write to the government seeking a change in the voting system, this would currently fall within the remit of Minister Lee Rowley MP at the Department for Levelling Up, Housing and Communities.

³ <https://www.tandfonline.com/doi/full/10.1080/15705850701640884> ; 12 May 2008

⁴ <https://www.bbc.co.uk/news/election-2019-50808536> ; BBC News; 17 Dec 2019.

⁵ "Review of Voting Systems: the experience of new voting systems in the UK since 1997"; MoJ; Jan 2008.

7.0 FINANCIAL IMPLICATIONS

7.1 There are no financial implications for the Council resulting from further consideration of this matter

8.0 LEGAL IMPLICATIONS

8.1 A change to the way that voting is undertaken locally/regionally and nationally would require a change in current electoral law. This would be a matter for Parliament to determine. Any legal implications for the Council would only arise for example if a change in voting is agreed and this impacts on the Council's role in ensuring a fair and robust election process locally.

9.0 CLIMATE CHANGE IMPLICATIONS

9.1 There are no immediate climate change implications arising for the Council from further consideration of this report.

10.0 EQUALITIES IMPLICATIONS

10.1 There are no immediate equalities implications arising from this report.

11.0 RECOMMENDATION

11.1 The Executive is asked to consider the motion on Proportional Representation that has been referred by County Council and make recommendations for consideration at the meeting of County Council on 22 February 2023.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services) and Monitoring Officer

County Hall
NORTHALLERTON

27 January 2023

Report author:

Diane Parsons
Legal and Democratic Services
North Yorkshire County Council

Background Documents

The Council's Constitution
<https://edemocracy.northyorks.gov.uk/documents/s12593/Issue42May2022Covid19Edition.pdf>

Sources used and referenced:

BBC News – various articles including <https://www.bbc.co.uk/news/election-2019-50808536> ; 17 Dec 2019.

Electoral Reform Society - <https://www.electoral-reform.org.uk>

Institute for Government - <https://www.instituteforgovernment.org.uk/explainer/electoral-systems-across-uk>; 27 Feb 2020

UK Parliament - <https://www.parliament.uk/about/how/elections-and-voting/voting-systems/>

Ministry of Justice: “The Governance of Britain; Review of Voting Systems: the experience of new voting systems in the United Kingdom since 1997”; Jan 2008.

Stockemer, D.; “Why are there differences in the political representation of women in the 27 countries of the European Union?” ; 12 May 2008;

Appendices:

Appendix 1 - Notices of Motion regarding Proportional Representation that was referred from County Council at their meeting on 16 November 2022.

Appendix 1 - Notices of Motion for the meeting of the County Council on 16 November 2022

1) Proportional representation

Proposer – Cllr Chris Aldred

Seconder – Cllr Andy Brown

“Council resolves to write to H.M. Government calling for a change in our outdated electoral laws to enable Proportional Representation to be used for General, Local and Mayoral elections

First Past the Post (FPTP) originated when land-owning aristocrats dominated parliament and voting was restricted to property-owning men.

In Europe, only the UK and authoritarian Belarus still use archaic single round FPTP for general elections. Meanwhile, internationally, Proportional Representation (PR) is used to elect parliaments in more than 80 countries. Those countries tend to be more equal, freer and greener.

PR ensures all votes count, have equal value, and those seats won, match votes cast. Under PR, MPs and Parliaments better reflect the age, gender and protected characteristics of local communities and the nation. MPs & Councillors better reflecting their communities leads to improved decision-making, wider participation and increased levels of ownership of decisions taken.

PR would also end minority rule. In 2019, 43.6% of the vote produced a government with 56.2% of the seats and 100% of the power. PR also prevents ‘wrong winner’ elections such as occurred in 1951 and February 1974.

PR is already used to elect the parliaments and assemblies of Scotland, Wales and Northern Ireland. So why not Westminster & Local Government here in North Yorkshire.”

**NORTH YORKSHIRE COUNCIL
17 May 2023**

Changes to the Constitution made under the Assistant Chief Executive Legal and Democratic Services delegated powers

Report of the Assistant Chief Executive Legal and Democratic Services and Monitoring Officer

1.0 PURPOSE OF REPORT

- 1.1 To report back to Members, for information, changes made to the Constitution by the Assistant Chief Executive (Legal and Democratic Services) under his specific delegated powers from full Council on 22 February 2023.

2.0 BACKGROUND

- 2.1 On 22 February 2023, a new Constitution was approved for the North Yorkshire Council to apply from Vesting Day on 1 April 2023. At the time of approving the new Constitution, full Council made the following specific delegation to the Assistant Chief Executive (Legal and Democratic Services):

That a delegation be made to the Assistant Chief Executive (Legal and Democratic Services) to enable the Assistant Chief Executive (Legal and Democratic Services) to make any further necessary consequential or other amendments to the Constitution for North Yorkshire Council to reflect and implement any further developments in the local government re-organisation process prior to Vesting Day on 1 April 2023, including but not limited to:

- a) the inclusion of the Members' Allowances Scheme (and supporting guidance documents) once agreed under the separate process;
- b) the inclusion of the administrative parts of the Constitution such as the cover page, contents page and index once the detailed drafting of the Constitution is complete and the content has been approved;
- c) the making of any necessary textual revisions to ensure that the separate sections of the Constitution are consistent and work together as a whole;

- 2.2 The Assistant Chief Executive (Legal and Democratic Services) has made certain such amendments to the Constitution under his specific delegation from full Council on 22 February 2023 and, for ultimate transparency, wishes to report those amendments to full Council for information.

- 2.3 The Constitution is maintained by the Assistant Chief Executive Legal and Democratic Services and kept under review on an ongoing basis.

- 2.4 The Constitution will be fully reviewed after one year's operation.

3.0 AMENDMENTS TO CONSTITUTION UNDER DELEGATED POWERS

- 3.1 The Assistant Chief Executive (Legal and Democratic Services) has made the amendments to the Constitution set out in **Appendix 1** under his specific delegation from full Council on 22 February 2023.

4.0 FINANCIAL IMPLICATIONS

4.1 There are no significant financial implications arising from this report.

5.0 LEGAL IMPLICATIONS

5.1 The legal implications are set out in the body of this report.

6.0 ENVIRONMENTAL/CLIMATE CHANGE IMPLICATIONS

6.1 There are no significant environmental or climate change implications arising from this report.

7.0 CONSULTATION

7.1 Relevant Officers and Members have been consulted on the matters raised in this report.

8.0 REASONS FOR RECOMMENDATIONS

8.1 For reasons of transparency, the consequential changes to the Constitution set out in **Appendix 1**, by the Assistant Chief Executive (Legal and Democratic Services) under delegated powers, are now reported back to full Council for information.

9.0 RECOMMENDATIONS

9.1 That Members note the consequential amendments to the Constitution set out in **Appendix 1**, made by the Assistant Chief Executive (Legal and Democratic Services) under his specific delegated powers.

BARRY KHAN
Assistant Chief Executive Legal and Democratic Services

County Hall
NORTHALLERTON

26 April 2023

Background Documents:

- The Council's Constitution

Further amendments to NYC Constitution since Council adoption on 22 February 2023

Further amendments have been made to the new authority's Constitution as follows, following the approval of it by full Council on 22 February 2023, by the Assistant Chief Executive (Legal and Democratic Services), under his specific delegated powers from full Council on 22 February 2023.

Miscellaneous

- Typographical and formatting amendments throughout the Constitution.
- Consistency of formatting.
- Pagination of the Constitution.

Front cover

- To remove the interim branding post Vesting Day (ie removing "1 April 2023") from the Constitution front page and to replace with the post Vesting Day branding.
- To include the word "The" before "North Yorkshire Council", in accordance with the Council resolution on 22 February 2023.

Contents page

- To include the word "The" before "North Yorkshire Council".
- To include, in Part 3 Schedule 1 (Council Committees, their membership and their powers), reference to the York and North Yorkshire Joint Devolution Committee.
- Including page numbers.

Part 1 – Summary and Explanation

- At the beginning of the document, in "The Council Constitution" section, to include the word "The" before "North Yorkshire Council", in accordance with the Council resolution on 22 February 2023.

Part 2 – Articles

Article 1 – the Constitution

- Article 1.02: to include the word "The" before "North Yorkshire Council", in accordance with the Council resolution on 22 February 2023.

Article 2 – Members of the Council

- Article 2.01 (a) (Composition) - there has not been an EC Boundary review so reference to this has been deleted.

Article 5 – Chairing the Council

- Updating the italicised note at the end of the Article regarding the Chair and Vice-Chair of the Council as appointed at full Council on 22 February 2023 until the May AGM:
Note: For the year 2022/23, the Chair of the Council is Councillor David Ireton and the Vice-Chair is Councillor Roberta Swiers.

Article 10 – Area Constituency Committees

- Article 10.01(b) and the table in Article 10.02: the number of Members in each ACC has been amended as agreed at full Council on 22 February 2023.
- Article 10.04: amended to clarify that non-executive functions are marked with an asterisk.

Part 3 – Responsibility for Functions

- Table of Local Choice Functions, number 5, the addition of the word “Act” in “Whitby Improvement 1841”.

Schedule 1 - Council Committees: their membership and their powers

- Contents page:
 - Amending the numbering.
- Membership lists have been included/amended in accordance with the resolutions of full Council on 24 February 2023
- Strategic Planning Committee page:
 - Removed the reference to “[12] Members”, following the resolutions of full Council on 22 and 24 February 2023.
 - Included the Membership list agreed by full Council.
 - For clarification purposes, amending the fifth bullet point of Delegated Powers paragraph *(a), to add in the words “to raise significant planning issues or” before “to raise significant strategic planning issues that affect more than one area committee geography”, as follows:
 - Planning applications where the Corporate Director of Community Development considers the application to raise significant planning issues or to raise significant strategic planning issues that affect more than one area committee geography.
- Area Constituency Planning Committee page:
 - The quorum number of 3 Members has been included.
- Harrogate and Knaresborough Area Constituency Committee
 - Updating of membership list and amendment of number of members of the committee from 14 to 13.
- Selby and Ainsty Area Constituency Committee
 - Updating of membership list and amendment of number of members of the committee from 15 to 16.
- Skipton and Ripon Area Constituency Committee
 - Updating of membership list.
- Area Constituency Committees’ Terms of Reference:
 - Amending Term of Reference 5 as follows to reference town and parish councils, in accordance with the resolution of full Council on 22 February 2023:
 5. The Area Constituency Committees shall empower and enable delivery of Community Area Action Plans and other local priorities brought to its attention by Division Members, Town and

Parish Councils, Community Networks and members of the public.

- North Yorkshire Health and Wellbeing Board membership page
 - Amending reference to “Interim Director of Public Health” to “Director of Public Health”.

Schedule 2 – The Executive

- Contents page:
 - Listing the Shareholder Committee and the York and North Yorkshire Joint Devolution Committee under “Register of Executive Committees”.
- Updating the table of Executive Members and their Responsibilities (and amending table column widths) to reflect the amended Executive portfolios.
- Amending the Register of Executive Committees introductory page to reference the York and North Yorkshire Joint Committee.
- Amending the Shareholder Committee membership page by deleting the word “County” before “Councillors” in the table heading.
- Including the York and North Yorkshire Joint Devolution Committee Terms of Reference, following their consideration at Executive on 14 February 2023 and approval at full Council on 22 February 2023, in the Register of Executive Committees. The Monitoring Officer has also included a membership table and made a couple of minor formatting amendments to the Terms of Reference.
- Moving the Executive Members’ Delegation Scheme to its correct place in Schedule 2 (after the Register of Executive Committees).

Schedule 4 – Officers’ Delegation Scheme

Chief Executive Officer

- Including the following further specific delegation in paragraph 5 (Specific Delegations to the Chief Executive Officer), for consistency with the Covert Activity Policy:
 - 5.18 To authorise covert activities by, and provide internal authorisations and renewal authorisations to, all appropriate officers for juvenile Covert Human Intelligence Sources (CHIS) covert investigations under the Regulation for Investigatory Powers Act 2000 (as amended) as required and to represent the Council in respect of such activities and/or authorisations when seeking judicial approval of them before the Magistrates’ Court.
- Including the following further specific delegation in paragraph 5 (Specific Delegations to the Chief Executive Officer), to reflect the legal position
 - 5.19 To exercise the Council’s functions in relation to the issue of closure notices under the Anti-Social Behaviour Crime and Policing Act 2014

Corporate Director of Environment

- Deleting the reference to “street naming and numbering” from paragraph 8.3(a) (specific delegations to the Corporate Director of Environment re Highways and

Transportation including Integrated Passenger Transport and Parking Services), as this is delegated to the Corporate Director of Community Development.

- Amending the sub-numbering in paragraph 8.3(g) (specific delegations to the Corporate Director of Environment re harbours).
- Including “Making test purchases of goods and services” in the bulleted list of actions in paragraph 8.3 (i) (i) (re Enforcement) for consistency with the Covert Activity Policy;
- Including a new para 8.3 (i) (iii) (re Enforcement) for consistency with the Covert Activity Policy and renumbering subsequent sub-paragraphs, as follows:
 - (iii) To authorise covert activities by, and provide internal authorisations and renewal authorisations to, trading standards officers for covert investigations both under the Regulation for Investigatory Powers Act 2000 as amended and outwith that Act, and to represent the Council in respect of such activities and/or authorisations when seeking judicial approval of them before the Magistrates’ Court.

Corporate Director of Community Development

- For clarification purposes, amending paragraph 9.3(a), matters excluded from the specific delegations to the Corporate Director of Community Development re planning, sixth bullet point:

Matters excluded from the delegation:

The following matters are excluded from this delegation:-

...

- Where the Corporate Director of Community Development considers a planning application to raise significant planning issues or significant planning issues that may affect more than one area committee geography such that it is to be considered by Committee;

Assistant Chief Executive Legal and Democratic Services

- Amending specific delegation 11.3(p) for consistency with the Covert Activity Policy as follows:
 - (p) To authorise covert activities by, and provide internal authorisations and renewal authorisations for, covert investigations by Veritau Limited and all directorate departments (with the exception of Trading Standards) both under the Regulation for Investigatory Powers Act 2000 as amended and outwith that Act, and to represent the Council in respect of such activities and/or authorisations when seeking judicial approval of them before the Magistrates’ Court.

Schedule 5 - Appointments to Outside Bodies

- Since the Council’s approval of the NYC Constitution, further updating amendments to the schedule of appointments to Outside Bodies have been made.

Part 4 – Rules of Procedure

Council Procedure Rules

- Amending Rule 10.3(a) to update the list of Executive portfolios.

Access to Information Procedure Rules

- Amending “s/he is” to “they are” for consistency with the rest of the Constitution.
- Amending footnote 2 in the Appendix to the Rules to remove a duplicated reference to Area Constituency Committees,

Budget and Policy Framework Procedure Rules

- Amending the title of Rule 4 from “Decisions outside the budget or policy framework” to “Decisions outside the Budget or Policy Framework” for consistency of style.

Procurement and Contract Procedure Rules

- Amendment of cross-reference paragraph numbers.
- Amending some paragraph numbering (eg PCPR 8).
- Definition of “Council” - including the word “The” before “North Yorkshire Council”.
- Definition of “Director” – including the word “Corporate” before “Director” in the definition for absolute clarity.
- Formatting amendments.
- PCPR 2, Table 1: Goods and Services (excluding Social & Other Specific Services)
 - amending Total Contract Value thresholds to “£0 - £30,000” and “£30,000 - £50,000”
 - clarifying that Total Contract Value thresholds are inclusive (not exclusive) of VAT
 - For clarity, including “Does not need to be advertised using the E-Sourcing system or Contracts Finder” in the Award Procedure column for contract values “£0 - £30,000” and “£30,000 - £50,000”
- PCPR 2, Table 2: Works and Concessions
 - amending Total Contract Value thresholds to “£0 - £30,000” and “£30,000 - £50,000”
 - clarifying that Total Contract Value thresholds are inclusive (not exclusive) of VAT
 - For clarity, including “Does not need to be advertised using the E-Sourcing system or Contracts Finder” in the Award Procedure column for contract values “£0 - £30,000” and “£30,000 - £50,000”
 - Re £1,000,000 Contract Value threshold, amending “WTO GPA Procurement Threshold” to “WTO GPA Threshold” and removing “exclusive of VAT” after “£1,000,000” in the Signature/Sealing Contract column.
- PCPR 2, Table 3: Social & Other Specific Services
 - amending Total Contract Value thresholds to “£0 - £30,000” and “£30,000 - £50,000”
 - clarifying that Total Contract Value thresholds are inclusive (not exclusive) of VAT
 - For clarity, including “Does not need to be advertised using the E-Sourcing system or Contracts Finder” in the Award Procedure column for contract values “£0 - £30,000” and “£30,000 - £50,000”
- PCPR 22, table 4: Grants awarded by the Council
 - “Any value”, Signature/Sealing column - including a closed bracket at end of the paragraph.
- PCPR 5.2 and 8.1 – amending the reference to be inclusive of VAT (rather than exclusive).

- PCPR 8.2, 17.9 – amending the £25,000 figure to £30,000 – and amending the threshold figures to be inclusive of VAT.
- PCPR 9.1 and 9.4 - amending the threshold figures to be inclusive of VAT.
- PCPR 9.6, 10.1, 11.1,12.1, 19.4, 19.5, 22.3 - amending “WTO GPA Procurement Threshold” to “WTO GPA Threshold”.
- PCPR 10.3 - deletion of the words “except that the word “clarification” shall be substituted for the word “negotiation” in these Rules” at the end of the paragraph after “shall apply”.
- PCPR 13.2, 13.5 – inclusion of the words “by them” after “or a person designated”.
- PCPR 15.1 – inclusion of the word “Officer” after “S151”.
- PCPR 17.6, 17.7 – deletion of the words “exclusive of VAT” after “£5,000”.
- PCPR 18.2 - amending the threshold figures to be inclusive of VAT.

Property Procedure Rules

- Rule 11.4 (a) amended to refer to “12 months” (not 6) to align with the definition in Rule 1.1:

All Directors are authorised to approve and sign Licences to or from third parties provided that:-

- (a) the Licence is for a period not exceeding 12 months; and
- (b) the Licence is for a fee not exceeding £15,000.

Part 5 – Codes and Protocols

Protocol for Member/Officer Relations

- Paragraph 3(c) – amending the reference to “Area Planning Committees” to “Area Constituency Planning Committees”.
- Paragraph 12(b) – amendment of typographical error.

Protocol for Official Press Releases

- Final paragraph – inserting the missing word “the” before “Assistant Chief Executive for Local Engagement”.

Guidance Note for Councillors and Officers on Outside Bodies

- Amendment of typographical error in paragraph 6.5

Part 6 – Members’ Allowances Scheme

- Including the Members’ Allowances Scheme as approved by full Council in February 2023 and supporting Guidance.
- Updating the date of the Scheme of Approved duties from 2022/23 to 2023/24.

NORTH YORKSHIRE COUNCIL
17 May 2023

Report on Special Urgency and Call-in Exemption decisions under Access to Information Procedure Rule 16 and Overview and Scrutiny Procedure Rule 16

Report of the Leader of the Council

1.0 PURPOSE OF REPORT

- 1.1 To provide the Council with a report on the use of the special urgency and call-in exemption procedures under Access to Information Procedure Rule 16 and Overview and Scrutiny Procedure Rule 16 in respect of decisions taken since the Council's last meeting.

2.0 BACKGROUND

- 2.1 The Council's Constitution provides that if a matter which is likely to be a key decision has not been included on the Council's Forward Plan for the requisite period, the decision may still be taken if an urgency procedure is followed.
- 2.2 The Access to Information Procedure Rules in the Constitution set out two urgency procedures, depending on the time available before the decision needs to be taken: the Rule 15 General Exception Urgency procedure and the Rule 16 Special Urgency procedure for use in more urgent cases. Use of the latter procedure is required to be reported back to full Council.
- 2.3 The Overview and Scrutiny Procedure Rules in the Constitution set out a call-in exemption process, use of which is also reported back to Council.

3.0 SPECIAL URGENCY AND CALL IN EXEMPTION PROCEDURES

- 3.1 Under Access to Information Procedure Rule 16:

16.1 Where the date by which a decision must be made makes compliance with Rule 15 (general exception) impracticable, then the decision can only be made if the decision maker (if an individual) or the Chair of the body making the decision, obtains the written agreement of the Chair of a relevant Overview and Scrutiny Committee that the making of the decision is urgent and cannot reasonably be deferred. If there is no Chair of a relevant Overview and Scrutiny Committee, or if the Chair of the relevant Overview and Scrutiny Committee is unable to act, then the agreement of the Chair of the Council, or in their absence the Vice-Chair will suffice.

16.2 As soon as reasonably practicable after the decision maker has obtained agreement under Rule 16.1 above, they must make available at the Council's offices a notice setting out the reasons why the meeting is urgent and cannot reasonably be deferred and publish the notice on the Council's website.

- 3.2 Access to Information Procedure Rule 17 then includes provision for the reporting back to full Council on the use of the Rule 16 special urgency procedure:

17.3 Reports on special urgency decisions

- 17.3.1 The Leader will submit to the next meeting of the Council, a report on any executive decisions taken in the circumstances set out in Rule 16

(special urgency). The report must include particulars of the decision, a summary of the matters in respect of which the decision was made, the reasons for it and the reasons for use of the special urgency procedure.

17.3.2 The Leader must submit at least one report under 17.3.1 annually to Council.

3.3 Under Overview and Scrutiny Procedure Rule 16(h):

(h) The call-in procedure set out above shall not apply where the decision being taken by the Executive is urgent. A decision will be urgent if any delay likely to be caused by the call in process would seriously prejudice the Council's or the public interest. The Chair of the Council must agree both that the decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency. In the absence of the Chair, the Vice-Chair's consent shall be required. In the absence of both, the Head of Paid Service or their nominee's consent shall be required. Decisions taken as a matter of urgency must be reported to the next available meeting of the Council, together with the reasons for urgency.

3.4 This report therefore provides the report back to full Council on the use of the special urgency and call-in exemption procedures since the last meeting of full Council on 22 and 24 February 2023. Rule 15 (General Urgency) notices have also been reference where they also include call in exemption.

4.0 USE OF SPECIAL URGENCY AND CALL IN EXEMPTION PROCEDURES

4.1 At the time of writing this report, the use of special urgency and call-in exemption procedures in relation to decisions taken since the last meeting of full Council on 22 and 24 February 2023, is as summarised below. Full details of the decisions taken under the procedures and the reasons for them along with the reasons for using the special urgency and/or call in exemption procedures can be accessed via the hyperlinks:

i. Council Tax Resolution for 2023/24

Rule 16 Special Urgency

[Issue details - Council Tax Resolution Report | North Yorkshire Council](#)

On 22 February 2023, the Council was to consider a report regarding the Council Tax Resolution for 2023/24. This was a non-executive decision and was therefore not legally required to be published on the Forward Plan. In a spirit of openness and transparency, this decision was voluntarily published on the Forward Plan but not for 28 clear days. The matter required consideration by full Council on 22 February 2023 and could not reasonably be deferred, to enable the resolution to be made within the statutory timescales.

ii. A59 Kex Gill Project Development Grant Acceptance

Rule 16 Special Urgency and Call in exemption

[Issue details - A59 Kex Gill Project Development Grant Acceptance | North Yorkshire Council](#)

On 28 February 2023 a report providing an update on grant funding from the Department for Transport (DfT) for the A59 Kex Gill scheme and seeking acceptance of £5,883,739.00 of grant monies was considered by Executive Member for Highways and Transportation. This represented reimbursement of project development life cycle expenditure to date, to be paid the financial year ending 31 March 2023. The intention to make this key decision had not been published on the Forward Plan for the requisite 28 clear day period and required an urgent decision, to be implemented immediately, on the 28 February 2023, and could not reasonably be deferred, in order to meet the DfT 2022/23 expenditure

deadline - acceptance of the grant offer must be made by 28 February 2023. Should the call in period not be exempted, then grant monies would be lost.

iii. **Special Free School Programme – Acceptance of conditions**

Rule 16 Special Urgency and Call in exemption

[Issue details - Special Free School Programme – Acceptance of conditions | North Yorkshire Council](#)

On 7 March 2023 a report seeking approval to accept the conditions set by the Department for Education in relation to the Council's successful bid for inclusion in the Special Free School programme was considered by the Executive Member for Education and Skills. The proposed school is to be located in Northallerton and would support young people with significant SEMH needs in the Hambleton / Richmondshire area. The intention to make this key decision had not been published on the Forward Plan for the requisite 28 clear day period. It required an urgent decision on 7 March 2023, to be implemented immediately, to enable the timely consideration and progress of this matter as the Council only received confirmation that the bid for a Special Free School In Northallerton had been successful on 2 March 2023, and the Council was required to accept a number of conditions by 8 March 2023 in order to move to the next stage of the Department for Education's process.

iv. **Corporate Adobe Licences**

Rule 16 Special Urgency and Call in exemption

[Issue details - Corporate Adobe Licences | North Yorkshire Council](#)

It was anticipated that on 13 March 2023 a report would be considered by the Assistant Director for Technology seeking approval to enter into a contract for Adobe Connect licences, support and maintenance, utilising a Crown Commercial Service led aggregation exercise to meet our requirements for various Adobe licences, including Adobe Connect licences. The intention to make this key decision had not been published on the Forward Plan for the requisite 28 clear day period. It required an urgent decision to enable the timely consideration and progress of the matter as the procurement has been part of a National aggregation procurement and there had been delays in the release of the final pricing and in confirming the number of licences required. As such the Authority was in a position where it needed to raise a purchase order by 14 March 2023 to take advantage of the pricing.

v. **Local Electric Vehicle Infrastructure (LEVI) Pilot Upscaling – Acceptance of Grant**

Rule 16 Special Urgency and Call in exemption

[Issue details - Local Electric Vehicle Infrastructure \(LEVI\) Pilot Upscaling – Acceptance of Grant | North Yorkshire Council](#)

It was anticipated that on 14 March 2023 a report proposing that the Council submit an application for £1.237m for Local Electric Vehicle Infrastructure Pilot Upscaling grant funding would be considered by the Executive Member for Highways and Transportation. The report also sought delegation of authority to the Corporate Director Strategic Resources to accept the funding from the Office for Zero Emission Vehicles. The intention to make this key decision had not been published on the Forward Plan for the requisite 28 clear day period. Due to the short deadline for the return of grant acceptance documents to the Office for Zero Emission Vehicles of 15 March 2023, the matter required an urgent decision, to be implemented immediately.

vi. **Energy Efficiency Scheme**

Rule 16 Special Urgency

[Issue details - Energy Efficiency Scheme | North Yorkshire Council](#)

On 16 March 2023, the Corporate Director Business and Environmental Services considered a report seeking approval for the procurement of a supplier to deliver

an Energy Efficiency Scheme across North Yorkshire. The intention to make the key decision was published on the Forward Plan but not for the requisite 28 clear day period. The matter required an urgent decision to enable the timely consideration and progress of this matter due to the delays in lifting the embargo by the Department for Business Energy and Industrial Strategy. The procurement had to commence as soon as it was lifted in order to meet the deadlines outlined in the grant bid documentation otherwise the Council would be penalised for not meeting the outlined timescales.

vii. Border to Coast North Yorkshire LP – Update to Governance Documents

Rule 16 Special Urgency, private meeting urgency and Call in exemption

[Issue details - Border to Coast North Yorkshire LP – Update to Governance Documents | North Yorkshire Council](#)

On 21 March 2023, the Shareholder Committee considered a report seeking approval of the updated governance documents of Border to Coast Pensions Partnership Limited, and confirmation of who would be the shareholder representative from 1 April 2023. The intention to make the key decision had been published on the Forward Plan but not for the requisite 28 clear day period. The report also contained exempt information and the requisite notices of private meetings under Access to Information Procedure Rules 4.3 and 4.4 had not therefore been published. The governance documents having been drafted and approved by all other shareholders, the matter required an urgent decision, to be implemented immediately, to enable the timely consideration and progress of the matter, as the documents had to be signed prior to 31 March 2023.

viii. National Supporting Families Programme 2023/2024

Rule 16 Special Urgency and Call in exemption

[Issue details - National Supporting Families Programme 2023/2024 | North Yorkshire Council](#)

On 21 March 2023 a report seeking agreement for the Council to sign up to deliver the Supporting Families Programme in 2023/2024 was considered by the Executive Member for Children and Families, which will allow the Chief Financial Officer to authorise the Council's participation in the programme, thereby enabling the local authority to receive the allocated funding. The intention to make this key decision had not been published on the Forward Plan for the requisite 28 clear day period. The matter required an urgent decision, to be implemented immediately, as the deadline for signing up to the programme for 2023/2024 was 24 March 2023.

ix. Acceptance of a Funding offer from the Public Sector Heat Decarbonisation Scheme Phase 3b

Rule 16 Special Urgency and Call in exemption

[Issue details - Acceptance of a Funding offer from the Public Sector Heat Decarbonisation Scheme Phase 3b | North Yorkshire Council](#)

On 22 March 2023 a report seeking authorisation to accept an offer for external funding from the Public Sector Heat Decarbonisation Scheme Phase 3b, was considered by the Executive Member for Managing our Environment. The intention to make this key decision had not been published on the Forward Plan for the requisite 28 clear day period. This matter required an urgent decision, to be implemented immediately, due to the urgency of the timescales; the grant funding offer letter received was dated 9 March 2023 and it had to be signed within 10 business days from the date of the letter or the grant funding would expire.

x. Initial Deployment of Household Support Fund phase 4

Rule 16 Special Urgency and Call in exemption

[Issue details - Initial Deployment of Household Support Fund phase 4 | North Yorkshire Council](#)

On 23 March 2023 a report seeking approval for the initial deployment of a small part of the fourth Household Support Fund (HSF) allocation from the Department for Work and Pensions (DWP), was considered by the Executive Member for Corporate Services. A further report for decision would be submitted in due course, with a delivery plan for the remaining HSF allocation. The intention to make this key decision had not been published on the Forward Plan for the requisite 28 clear day period. This matter required an urgent decision, to be implemented immediately, as DWP guidance required that local authorities offer support through the Household Support Fund from 1 April 2023.

xi. Bikeability Scheme 2023-2024 - Acceptance of Grant offer

Rule 15 General Urgency and call in exemption

[Issue details - Bikeability Scheme 2023-2024 - Acceptance of Grant offer | North Yorkshire Council](#)

On 27 March 2023, the Executive Member for Highways and Transportation considered a report requesting that after consultation, he authorise the Corporate Director Strategic Resources to accept the Bikeability Scheme Grant offer for 2023-224 of £186,165 from the Department for Transport (DfT). The intention to make the key decision had been published on the Forward Plan but not for the full, requisite 28 clear day period. This matter required an urgent decision, to be implemented immediately, as it was anticipated that the DfT deadline for accepting the grant would be 31 March 2023, and therefore it would not meet the timescales within the normal Forward Plan notice period and there was insufficient time to allow the matter to be subject to the call in period.

xii. Request to bid for Local Energy Advice Demonstrator Pilot Programme

Rule 15 General Urgency and call in exemption

[Issue details - Request to bid for Local Energy Advice Demonstrator Pilot Programme | North Yorkshire Council](#)

On 13 April 2023, the Executive Member for Managing our Environment considered a report seeking permission to bid for funding from the North East and Yorkshire Net Zero Energy Hub for Local Energy Advice Demonstrator Programme funding for North Yorkshire on behalf of a local consortium of partners. The intention to make the key decision had been published on the Forward Plan but not for the full, requisite 28 clear day period. This matter required an urgent decision, to be implemented immediately, as the fund was only launched in late March with a short window to bid for funding by 21st April 2023.

xiii. Phase 4 Public Sector Low Carbon Skills Fund – Grant Application

Rule 15 General Urgency and call in exemption

[Issue details - Phase 4 Public Sector Low Carbon Skills Fund – Grant Application | North Yorkshire Council](#)

On 25 April 2023, the Corporate Director of Resources considered a report seeking authorisation to submit a grant application to the Phase 4 Public Sector Low Carbon Skills Fund. The intention to make the key decision had been published on the Forward Plan but not for the full, requisite 28 clear day period. The funding was announced on 28 March 2023 and the application portal was to open on 26 April 2023. Applications would be considered on a first come first served basis and the portal would close once oversubscribed. The matter therefore required an urgent decision, implemented immediately as the Council's application would need to be submitted first thing on 26 April 2023, leaving insufficient time for call-in.

xiv. Levelling Up Fund – Catterick Garrison Town Centre Regeneration project

Call in exemption

[Issue details - Levelling Up Fund – Catterick Garrison Town Centre Regeneration project | North Yorkshire Council](#)

It is anticipated that on 30 May 2023 a report seeking acceptance for the following, will be considered by the Executive.

1. To accept the Levelling Up Fund grant from the Department for Levelling Up, Housing and Communities for the Catterick Garrison Town Centre Regeneration Project;
2. Delegate authority to Corporate Director Community Development to enter into a Memorandum of Understanding with the Department for Levelling Up, Housing and Communities setting out the principles which will apply to administration and delivery of the Catterick Garrison Town Centre Regeneration Project; and
3. Delegate authority to Corporate Director Community Development to authorise acceptance of minor changes to the grant conditions in discussion with the Executive Member for Open to Business and the Corporate Director for Resources.

The intention to make this key decision has been published on the Forward Plan for the requisite 28 clear day period. This matter requires an urgent decision, to be implemented immediately, in order to meet the extended deadline of 30 May 2023, as set by the Department for Levelling Up, Homes and Communities for acceptance of the grant and entry into the Memorandum of Understanding to enable receipt of payment in July.

5.0 FINANCIAL IMPLICATIONS

5.1 There are no significant financial implications arising from this report.

6.0 LEGAL IMPLICATIONS

6.1 There are no significant legal implications arising from this report.

7.0 CLIMATE CHANGE IMPLICATIONS

7.1 There are no significant climate change implications arising from this report.

8.0 CONSULTATION

8.1 Consultation has been undertaken with relevant officers and Members prior to the use of the urgency and/or call-in exemption procedures.

9.0 REASONS FOR RECOMMENDATIONS

9.1 To report back to full Council on the use of the special urgency and call-in exemption procedures in compliance with the Access to Information Procedure Rules and Overview and Scrutiny Procedure Rules.

10.0 RECOMMENDATION

10.1 That full Council receives and notes this report.

COUNCILLOR CARL LES
Leader of the Council

Background Papers: None

28 April 2023.