



# **QUARTERLY MEETING**

**Wednesday, 19 July 2023**

**Summons, Agenda, Minutes  
and Reports**



## **NORTH YORKSHIRE COUNCIL**

You are summoned to attend the Meeting of the Council. This meeting is being held in the Council Chamber, County Hall, Northallerton on **Wednesday, 19 July 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 meeting will be available to view once the meeting commences, via the following link - [www.northyorks.gov.uk/livemeetings](http://www.northyorks.gov.uk/livemeetings)

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

### **BUSINESS**

**1. Minutes of the meeting held on 17 May 2023**

To move that the Minutes of the Annual General Meeting of the Council held on 17 May 2023, having been printed and circulated, be taken as read and be confirmed and signed by the Chairman as a correct record.

**(Pages 9 - 28)**

**2. Apologies for absence**

**3. Declarations of Interest**

**4. Chairman's Announcements**

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

**5. Statement by the Leader of the Council**

**(Pages 29 - 30)**

**6. 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](mailto: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, 14 July 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.

7. **To consider the report and recommendations of the Executive and make decisions on them**
  - Proposed amendments to the Council's Constitution
  - Local Plan Making for North Yorkshire

**(Pages 31 - 34)**
8. **Appointment to Committees according to Political Proportionality**

**(Pages 35 - 46)**
9. **Appointment of further Independent Persons for North Yorkshire Council**

**(Pages 47 - 50)**
10. **Application for Exemption to the Six Month Rule on Attendance**

**(Pages 51 - 52)**
11. **Final Recommendations on the Community Governance Reviews for Harrogate and Scarborough**

Report of the Standards and Governance Committee - Final Recommendations on the Community Governance Reviews relating to the unparished town centres in Harrogate and Scarborough

**(Pages 53 - 60)**
12. **Annual Overview and Scrutiny Report 2022/23**

**(Pages 61 - 82)**
13. **Statements of Executive Members and Chairmen of Overview and Scrutiny Committees**

**Executive Members:**

- 13(a) **Executive Member for Health and Adult Services - Councillor Michael Harrison**

**(Pages 83 - 84)**
- 13(b) **Executive Member for Culture, Arts and Housing - Councillor Simon Myers**

**(Pages 85 - 88)**
- 13(c) **Executive Member for Children and Families - Councillor Janet Sanderson**

**(Pages 89 - 92)**
- 13(d) **Executive Member for Managing our Environment - Councillor Greg White**

**(Pages 93 - 96)**
- 13(e) **Executive Member for Education, Learning and Skills - Councillor Annabel Wilkinson**

**(Pages 97 - 100)**
- 13(f) **Executive Member for Finance and Assets - Councillor Gareth Dadd**

**(Pages 101 - 102)**

- 13(g) Executive Member for Open to Business - Councillor Derek Bastiman  
(Pages 103 - 108)
- 13(h) Executive Member for Corporate Services - Councillor David Chance  
(Pages 109 - 116)
- 13(i) Executive Member for Highways and Transportation - Councillor Keane Duncan  
(Pages 117 - 118)

**Overview and Scrutiny Chairs:**

- 13(j) Scrutiny Board (Chair: Councillor Karin Sedgwick)  
(Pages 119 - 120)
- 13(k) Children and Families Overview and Scrutiny Committee (Chair: Councillor Barbara Brodigan)  
(Pages 121 - 122)
- 13(l) Transition (LGR) Overview and Scrutiny Committee (Chair: Councillor Malcolm Taylor)  
(Pages 123 - 126)
- 13(m) Care and Independence and Housing Overview and Scrutiny Committee (Chair: Councillor Karin Sedgwick)  
(Pages 127 - 128)
- 13(n) Corporate and Partnerships Overview and Scrutiny Committee (Chair: Councillor David Ireton)  
(Pages 129 - 130)
- 13(o) Scrutiny of Health (Chair: Councillor Andrew Lee)  
(Pages 131 - 132)
- 13(p) Transport, Economy, Environment and Enterprise Overview and Scrutiny Committee (Chair: Councillor David Staveley)  
(Pages 133 - 136)

**14. Notices of Motion**

1) **Motion calling for a ban on trail hunting on council owned land**

North Yorkshire Council does not allow illegal activity on our land. As cited by Chief Supt Matt Longman, the National Police Chief's Council lead on foxhunting, the 2004 Hunting Act is not working effectively and illegal hunting is still common practice. Under the act, hunting mammals with hounds is banned but trail hunts using the scent of animals are allowed to take place. Across the country, hunts are using trail hunts as a loophole to carry on hunting foxes and other animals. So called terrier men are frequently present with shovels and terriers, while scent trails are often not present.

There have even been online sessions that tell people how to avoid being caught by using trail hunting as a smokescreen for the hunting of foxes. The Hunting Act is unworkable and leaves the police caught in the middle of the hunting debate.

Public confidence is being eroded.

A recent FOI request to NYC asking if trail hunting takes place on council owned land

produced a reply stating that “we are not aware of any trail hunting activity that takes place on council owned land”.

A similar response from the Exec when asked same.

North Yorkshire is the largest county in England. There are thirteen Hunts in North Yorkshire according to “northyorkshirehorse” and the BHSA (British Hounds Sports Assoc): Derwent, Sinnington, York & Ainsty North, Bedale, Bilsdale, Cleveland, Goathland & Glaisdale, Hurworth, Middleton, Staintondale, Highmoor Bloodhounds, West of Yore, York & Ainsty South.

This council has a duty to uphold the law. We must be pro-active. In order to guarantee the safety of North Yorkshire’s wildlife I present the following motion to council.

We call upon Council:

“This council resolves to ban trail hunting, exempt hunting, hound exercise and hunt meets outright across all council land where legally possible, including any NEW tenancies where there are positive covenants attached to the land that currently require the council as owner to allow trail hunting events and formal gatherings.”

We request that the Chairman considers that the matter be debated today at Council without being referred to the Executive or a relevant committee. This is because the hunting season is September to March and therefore this motion requires debating at the July full council as to do so in November will potentially put the lives of wildlife at risk.

Proposer – Cllr Rich Maw

Seconder – Cllr Arnold Warneken.

2) **Motion calling for a 20mph speed limit to be introduced across south and west Harrogate**

North Yorkshire Council resolves to: implement a maximum speed of 20mph and other associated infrastructure across south and west Harrogate to protect children and other vulnerable members of the community in Oatlands, parts of Pannal, the Stray, Hookstone, St George’s and the Pannal Ash area.

- a) This will be a standalone work package, separate from NYC 20mph policy (January 2022) and 20mph policy review (26 June 2023) and to note this is the first scheme of its type to address this issue which exists across the County, being a start for further schemes across the County and/or Harrogate & Knaresborough, specifically around schools
- b) It will be integrated into the existing NYC Harrogate traffic management work programme and implemented with immediate effect;
- c) NYC will work directly with the local campaign groups Oatlands Road Safety & Active Travel Campaign and Pannal Ash Safe Streets, the Road Safety School Group (including Head teachers & education leaders) and the Harrogate & Knaresborough Area Constituency Committee (ACC) on the detail and delivery of the package;
- d) NYC will ensure this has no effect on the agreed and committed Sustainable Transport Package of road safety and infrastructure improvements in the Pannal Ash area. This will be ring-fenced and protected (and has a budget of c£565,000 from the National Productivity Investment fund).

Further notes/information:

Schools and Education Settings in area:

Oatlands area:

- Oatlands Infant School
- Oatlands Junior School
- St John Fishers CE School
- St Aidan's CE School
- Busy Bees Nurseries (South Drive and Hornbeam Park)
- Harrogate College
- Willow Tree Primary School

Pannal Ash area:

- Harrogate Grammar School
- Rossett Acre Primary School
- Rossett School (Secondary)
- Ashville College
- Ashville Sports Centre
- Rossett Sports Centre
- Busy Bees Nursery, Otley Road

Proposer – Cllr Pat Marsh

Seconder – Cllr Arnold Warneken.

3) **Motion calling for a national ban on the sale of disposable vapes**

The recent increase in availability and use of disposal vapes has led to the position where it is estimated that £1.3 million of them are thrown away each week. The recycling and disposal of the vapes poses many challenges as they contain potentially dangerous metals, battery acid, and nicotine. Many of these disposable vapes are also littered in the street and pose an environmental risk as they enter the water course and soil surface. I therefore call upon Council to write to the Secretary of State for Environment, Food and Rural Affairs to urge for a national ban on the sale of disposable vapes.

Proposer – Cllr Kevin Foster

Seconder - Cllr Rich Maw.

4) **Motion regarding Northern Powergrid and calls for increased network capacity**

This Council confirms its commitment to:

- (1) become carbon neutral in its own operations as soon as is practical.
- (2) play a leading role in assisting individuals, communities, businesses and other organisations to dramatically reduce their carbon emissions.

This Council notes that:

- (1) delivering many of the proposed projects to reduce carbon emissions in North Yorkshire will require significant additional capacity and connections to the electricity distribution network.
- (2) Northern Powergrid, the monopoly supplier of electricity distribution in North Yorkshire, seems unable to deliver the required capacity and connections in a timely or affordable way.

This Council asks Northern Powergrid to:

- (1) explain how and when it intends to increase its capacity to enable North Yorkshire to achieve its climate change goals.
- (2) increase its investment in the electricity network, including in smart grids, to ensure that the residents and organisations that invest in generating energy

- locally benefit from higher economic and environmental returns.
- (3) outline any barriers that might prevent or delay it increasing network capacity and investment.
  - (4) explore how this Council might assist it to overcome such barriers.

Proposer – Cllr Richard Foster

Seconder – Cllr Nigel Knapton

5) **Motion calling for support for a bathing water application for the River Nidd**

This council supports a bathing water application to the Department for the Environment, Food and Rural Affairs (DEFRA) for the Lido on the River Nidd in Knaresborough.

This Council notes that the Nidd Action Group (a group dedicated to improving the water quality in the whole of the River Nidd) is working with other individuals and organisations on a bathing water application for the River Nidd in Knaresborough and that this application requires the support of the local authority which is North Yorkshire Council.

This council believes:

- 1) That the River Nidd is an important resource for the people of Knaresborough and the wider North Yorkshire area.
- 2) That improving the quality of the River Nidd would have significant benefits for the environment, public health, recreation, and the local economy.
- 3) That supporting the bathing water application for the River Nidd is in the best interests of the people of Knaresborough and North Yorkshire.

This Council resolves:

To express its support for the bathing water application for the Lido at the River Nidd in Knaresborough.

Proposer – Cllr Paul Haslam

Seconder – Cllr Nathan Hull.

6) **Motion regarding water quality and associated improvements in, health, wildlife, biodiversity and economy**

This Council resolves to:

- 1) Recognise it has a role to protect the rivers, watercourse and seas in North Yorkshire and precious habitats these support as far as possible from the cumulative impacts of pollution, including in line with its local planning policy and the National Planning Policy Framework.
- 2) Be aware that there is evidence of deterioration of water quality due to the cumulative impact of nitrates phosphates, micro-plastics, pharmaceuticals, historical metal mining activities, and multiple sewage discharge events from diffuse and point source pollution including private and statutory waste treatment systems and seek to better understand the impact on our local rivers, wildlife and the health of our residents.
- 3) Draw on relevant evidence that assesses the cumulative impact of pollution so that this is appropriately factored into the emerging North Yorkshire plan, including the overall level of future development
- 4) Ask the Transport, Economy, Environment and Enterprise Overview and Scrutiny Committee to invite senior representatives from Yorkshire Water, the Environment Agency, Yorkshire Dales River Trust, Nidd Action Group, Natural England, Yorkshire Wildlife Trust and other interested groups to attend a meeting to allow

for a better understanding of the current levels of pollution and remedial action being taken in this regard.

- 5) Ask Yorkshire Water, from this date onwards, in its planning consultation responses for major developments, to clarify which treatment works will be managing the sewage; confirm that these treatment works have the additional capacity to take waste from agreed developments and whether it has the information available to assess the impact on the number or duration of sewage discharges into local rivers or seas, and if it does have this information to share it (noting that this can only be requested not required).
- 6) Request that planning assessments, from now onwards, include in all reports on major developments appropriate coverage of the impact on watercourses, including the potential for the development to affect sewage outflow into watercourses, so that this information is clearly and transparently set out. related to this is reducing the impact of surface water and encouraging the installation of Sustainable Urban Drainage systems (SUDs) on new developments. whether this could be a standard for North Yorkshire
- 7) Ask the Leader and appropriate Executive Members to collaborate with other Local Authorities facing similar water quality problems in order to best understand how we can use our influence to reduce and mitigate the damage done to our watercourses.
- 8) This Council plays its part in securing bathing water status for the Lido on the River Nidd in Knaresborough and any other applications in North Yorkshire

This motion has been endorsed by the: Yorkshire Dales Rivers Trust; River Ure Conservation Trust.

Proposer – Cllr Arnold Warneken  
Seconder – Cllr Mike Schofield.

15. **Motion on Police, Fire and Crime Commissioner - Recommendation from Corporate and Partnerships Overview and Scrutiny Committee**  
(Pages 137 - 140)
16. **Use of special urgency procedures since the last meeting of County Council**  
(Pages 141 - 144)
17. **Council Procedure Rule 10 Questions**

RICHARD FLINTON  
Chief Executive Officer

BARRY KHAN  
Assistant Chief Executive  
Legal and Democratic Services

County Hall,  
NORTHALLERTON

Tuesday, 11 July 2023