



Agenda

- Meeting:** Thirsk and Malton Area Constituency Committee
- To:** Councillors Caroline Goodrick (Vice-Chair), Keane Duncan, Lindsay Burr MBE, Gareth Dadd, Janet Sanderson, Greg White, Joy Andrews, Alyson Baker, Sam Cross, Michelle Donohue-Moncrieff, George Jabbour, Nigel Knapton (Chair), Steve Mason, Malcolm Taylor and Annabel Wilkinson.
- Date:** Friday, 1st December, 2023
- Time:** 2.00 pm
- Venue:** Ryedale House, Old Malton Road, Malton, YO17 7HH

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Business

- Welcome by the Chair - introductions and updates**
- Minutes of the Meeting held on 29 September 2023** (Pages 3 - 12)
- Apologies and Declarations of Interest**
- 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 Nicki Lishman or Louise Hancock of Democratic Services (*contact details below*) no later than midday on 28 November 2023. Each speaker should limit themselves to 3 minutes on any item. Members of the public who have given notice will be invited to speak:

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

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 those taking a recording to cease whilst you speak.

5. **MP - Question Time**
6. **Broadband update** (Pages 13 - 16)
7. **Northern Powergrid - Enabling regional decarbonisation** (Pages 17 - 26)
8. **NYC Safety Advisory Group** (Pages 27 - 44)
9. **Levelling Up Fund Round 2 and 3 update** (Pages 45 - 48)
10. **Appointments to Committees and Outside Bodies** (Pages 49 - 50)

Report circulated for information only

11. **Update on Scrutiny of Health Committee's ongoing scrutiny around Yorkshire Ambulance Service, Dentistry and GP appointments** (Pages 51 - 52)
12. **Work Programme** (Pages 53 - 54)
Purpose: To consider, develop and review the Work Programme for 2023/24 for the Area Constituency Committee.
13. **Other business which the Chairman agrees should be considered as a matter of urgency because of special circumstances.**

Contact Details

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Barry Khan
Assistant Chief Executive
(Legal and Democratic Services)
County Hall
Northallerton

23 November 2023

Public Document Pack Agenda Item 2

North Yorkshire County Council

Thirsk and Malton Area Constituency Committee

Minutes of the meeting held on Friday, 29th September, 2023 at 10.00 am. at Ryedale House, Malton.

Members: Councillor Nigel Knapton (Chair) and Councillors Caroline Goodrick, Lindsay Burr MBE, Greg White, Joy Andrews, Sam Cross, Michelle Donohue-Moncrieff, George Jabbour, Steve Mason and Malcolm Taylor.

In attendance: Councillor Carl Les.

Local MP: Kevin Hollinrake (remotely)

Officers present: Daniel Harry, Lily Hamilton, Jos Holmes, Nicki Lishman, Matt Robinson, Jill Thompson and Adam Vaughan.

Apologies: Councillors Janet Sanderson, Dave Whitfield and Annabel Wilkinson.

Copies of all documents considered are in the Minute Book

13 Welcome by the Chair - Introductions and Updates

The Chair welcomed everyone to the meeting and confirmed there were no updates.

14 Minutes of the Meeting held on 16 June 2023

Resolved

That the Minutes of the previous meeting of the Thirsk and Malton Area Constituency Committee held on 16 June 2023, having been printed and circulated, be confirmed and signed by the Chair as a correct record.

15 Apologies and Declarations of Interest

Apologies were received from Councillors Sanderson, Whitfield and Wilkinson.

16 Public Questions or Statements

Ann Meagher – local resident

My question relates to enforcement:

On 8th March 2023 CLEUD 1 was approved allowing vehicle movements from 6.30am.

On 21st June 2023 CLEUD 2 was submitted to allow vehicle movements from 5.30am (a period of 15 weeks)

I asked the North Yorkshire Council Planning Enforcement Officer why, in those 15 weeks, there was no enforcement action when there was vehicle movement to and from the mill starting at 4.30am nearly every day.

I received two emails on 9th May and 19th June stating - "the Local Planning Authority is considering how best to address the issues with regards to non-compliance and is in communication with our legal representatives with a view to ensuring compliance with the lawful hours of operation".

My question is - Why, in those 15 weeks, was the Planning department either unwilling or unable to commence enforcement action, and what was the result of the discussions with the legal representatives to ensure compliance?

Can I just add that I suspect Mosey will continue to submit CLEUDs on a regular basis, for however long it takes, as it seems to be the way they will eventually get what they want - 24/7 vehicle movements. Why don't Planning stop wasting time and money and just tell Mosey they are allowed vehicle movement 24/7? Mosey know that nobody can stop them. We are utterly powerless and this is why we feel there is no other alternative but to pursue a Traffic Regulation Order

Patrick Meagher – local resident

Please can you include the following question at Point 4 of the Agenda:

"Condition 1 of Planning Application 11/00498/73A (which was retrospective) is clearly no longer fit for purpose as it was never enforced and has now become obsolete through two Certificates of Lawfulness.

Condition 2 was always unenforceable as the Local Planning Authority ("LPA") and I quote: "cannot find a record of the operating capacity of the mill in August 2011".

The LPA no longer has the ability to influence mill expansion and the resultant increase in truck movements. The mill now has an Environment Permit for 850 tonnes per day 24/7 (25,854 tonnes per month). This equates to 126 forty-four tonne truck movements per day or 3,830 per month.

As the LPA is powerless, what avenues are available to nearby residents to preserve or improve the amenities of the area through which 44 tonne Heavy Commercial Vehicles run other than by applying for a Traffic Regulation Order?"

Edith Tucker (delivered at the meeting by Daniel Harry, Head of Democratic Services)

Re: CLEUD granted for increased operating hours re Ian Mosey Limited

Given the approval for increasing the operating hours at Blackdale Mill to 5.30am from 6.30am, I would be interested to question and understand the following.

As the application had been granted due to continued 'violation' of the existing operating hours over a number of years, why have local complaints of noise and disruption not been investigated/acted upon?

Why has no action been taken when admitted clear breaches of the regulations have been made?

The granting of the application would 'appear' to be a reward for an admission of violating the conditions of the original operating schedule.

Given this is the case, why would the 'new' operating hours schedule be adhered to at all? If any checks had been carried out prior to the granting of the new schedule, it would be apparent that the HGV's operate at any time from around 4am, Bank holidays etc etc currently. A simple check of movement records would show this.

These movement records are the ones that Ian Mosey Limited has used a proof of violation when requesting the new CLEUD!

Finally, if these checks are made (it could be as simple as requesting a vehicle movement record on a monthly basis by the Officer in charge) what sanctions would be placed on Ian Mosey Limited for non compliance?

It would appear that violations are rewarded and local voices are ignored.

Mark Wilson – local resident

When Moseys were granted their first CLEUD in March 2023, they straight away breached the new operating hours that they had been granted. I sent 4 emails to Martin Macbeth (Jill Thompson copied in) in April, May and June with pictures showing a Mosey wagon in the village on a Sunday. Each time I got a reply saying they were discussing it with their legal representatives about how best to address it. As we know they messed about until CLEUD 2 was submitted when they claimed breaches could not be investigated.

My question is "why when CLEUD 1 was approved in March 2023 is he still allowed to go back to 2011 to show evidence of breaches to ask for more operating hours in another CLEUD application? Surely the granting of a CLEUD with new permitted hours should be a line in the sand to move forward from that point and can we now expect any new breaches to be investigated and enforced?"

Peter Allen – local resident

'Will the councillors explain how a fresh certificate of lawfulness can be granted within six months of one being granted? The same information that had been used to secure the first was used again to apply for the second. Common sense would assume that the clock would start ticking in 2023 not 2011 as the applicant seems to be saying. It should be borne in mind that complaints about the breaching of the certificate of March 2023 were not allowed whilst another application was being considered.

Jim Tucker – local resident

Can the Ryedale residents of Hovingham, Gilling, Oswaldkirk and surrounding villages look forward with confidence, based on the evidence of the past decade, to the same erosion of amenity from that previously enjoyed living in a tranquil rural location?

The basis for this question is the apparent inaction over the past decade by planning compliance officers following any complaints regarding the operation of HGVs by Ian Mosey Limited (IML) outside of permitted hours, only for those same breaches of planning conditions to form the basis of a decision to grant a Certificate of Lawful Development.

The operating hours for HGV movements was increased to 06.30 - 21.00 Mon - Fri in March and has just been increased again to an 05.30 start. Vehicle movements are regularly taking place earlier than this so I have to assume that it is only a matter of time before NYC grants a further extension if IML were to apply for another CLEUD.

What sanction does NYC have that could be applied in the event of proven breaches of planning conditions?

Chris Hamlin, Brigit Hannigan and others – local residents

"Ian Mosey Ltd. is now operating - unchecked - on an industrial scale. Lorries often now begin travelling through Oswaldkirk village from 3.30am weekdays and can still be running at 10.00pm at night. Sundays and Bank Holidays also.

The LPA appears incapable of enforcing any of the movement or production restrictions previously imposed on the company. In allowing the latest extension to Ian Mosey's operating hours - already breached - they also seem to have abandoned their previous commitment in the first CLEUD application to "protect those living in the locality from the harm which could arise as a result of unrestricted HGV movements".

As a Traffic Regulation Order seems the only option now open to residents living on affected routes, can we count on our Councillors' backing and support in implementing this?"

The Chair thanked everyone for their questions and advised that the following response, provided by the Planning and Development Manager (Ryedale area), would address matters raised.

Response - Planning and Development Manager (Ryedale area)

Thank you for your questions. The questions raise a number of issues which I will respond to. These relate to: The lack of action/ apparent lack of action by the planning department to investigate breaches and take enforcement action.

- The Lawful Development Certificate process
- The options available to protect the amenities of residents.

The Council has acted on complaints that it has received. However, there is a context which has influenced the actions taken.

Prior to the company submitting the first CLEUD application, the Council had received two planning enforcement complaints. One in March 2012 and the other in August 2020. The first complaint was investigated and the file closed to be reopened in the event of further complaints of breaches of control. The second complaint was received eight years later. The case was set up and the company was contacted and provided some explanation in response to alleged concerns. In the absence of further complaints, this remained as an open enforcement case when the first Lawful Development Certificate application (CLEUD) was submitted in December 2021. To that point these were the only complaints that were received as planning enforcement complaints by the Council and logged on the planning enforcement file.

Once the first CLEUD was received and the scale of breaches became known, the level of enforcement complaints increased considerably. These, together with the evidence provided as part of the CLEUD applications, have been used to justify the Council starting formal enforcement proceedings.

A Certificate of Lawfulness is a statutory document certifying the lawfulness of operations or the use of land and an application for a certificate can only be determined by the Local Planning Authority on the basis of the lawful position. In planning, once the time period for taking enforcement action has expired, a breach of planning control becomes lawful. For a breach of a planning condition this is a period of ten years beginning with the date of the breach.

In determining the first CLEUD, the LPA took the view that there was sufficient evidence to demonstrate that vehicle movements within specific periods of time were lawful. It did not grant a certificate for unrestricted vehicle movements which the applicant had sought. The decision to grant a certificate was made on the basis of the lawful position. A CLEUD is not a planning application and the Council cannot determine a CLEUD on the basis of planning merits.

The second CLEUD application sought to evidence that an additional hourly period was lawful. It did not rely on evidence from 2011 but evidence for the ten-year period June 2013

– June 2023. In making the second CLEUD, the applicant challenged the Councils approach to assessing the continuity of the breach which applied the same factors to a half hour period in the morning to assessing breaches over whole hours. This is a valid and reasonable point which the Council has had to address as it determined the second CLEUD application. This is also a key reason why the lawful position has changed since the first CLEUD decision was issued in March 2023.

The Planning Department was not unwilling to commence enforcement action in the fifteen-week period between the determination of the first CLEUD and the submission of the second. It took legal advice in relation to planning enforcement from the Councils legal team and a planning barrister which included advice in relation to the form and content of an Enforcement report and a draft Enforcement Notice. A draft enforcement report recommending enforcement action and draft Enforcement Notice were prepared following a series of discussions within this period. The Council was not in a position to prepare and serve the notice any earlier. The second CLEUD was submitted just before the Council had the opportunity to serve the notice. The Council's barrister advised that the second CLEUD application should be determined before formal enforcement action was taken.

The Council does not believe that it is powerless in respect of the breach of planning control. Planning Enforcement action remains an important way in which it can seek compliance with lawful hours of operation in order to protect amenity. An Enforcement Notice was issued on 26 September and will come into effect on 31 October 2023. Local Communities can and should continue to report any continued breaches.

The Planning Enforcement Notice will 'stop the clock' in terms of a rolling ten-year immunity period. The applicant has the right of appeal and an appeal must be lodged with the Planning Inspectorate before the date on which the notice is effective. It should be noted that if an appeal is made, compliance with the planning enforcement notice is held in abeyance pending the outcome of the appeal.

In the event that an appeal is not made or an appeal is dismissed and the notice upheld, failure to comply with the notice would be a criminal offence and can lead to prosecution in the courts.

In respect of concerns relating to capacity at the mill (and the frequency and volume of associated vehicle movements) the LPA has some control over the expansion of the mill if continued expansion involves development. Local communities will be able to submit views on any planning applications for future development at the site.

Councillors cannot commit to supporting Traffic Regulation Order. Class B roads are naturally expected to carry a significant proportion of heavy traffic and any HGV ban on a Class B road would inevitably divert traffic onto smaller, less suitable rural roads.

17 MP - Question Time

Kevin Hollinrake joined the meeting virtually and highlighted the following;

- As the Minister for Business for Enterprise and Markets he assured the Committee and the public that he will always be a constituency member of parliament representing the constituency first and foremost. The impending boundary change will remove Easingwold from the constituency but he was delighted that Bedale and surrounding villages have been brought into the constituency.
- His focus would be the local economy, as jobs and business opportunities support everything across the constituency and he was keen to make sure the local economy stayed vibrant and that business was force for good.
- With reference to the matter raised in the public questions, he had an interest in the

issue and stated that, although business was a force for good, it should comply with relevant planning applications and relevant regulations that apply and he would hold businesses to account where he could.

- Our local economy relied on food and farming and it had been a great year which included two visits from the King and Queen to Malton, Yorkshire's food capital and Pickering, where the NY Moors Railway was a major part of the visitor economy. Events have been held in Westminster to draw attention to North Yorkshire's produce and he was keen to promote this around the country.
- Farming remains hugely important. He acknowledged that the new system of direct payment for farmers was causing some pain but it is becoming more generous. He wished to represent the views of the food and farming sector in terms of the impacts of any change eg. the sustainable farming incentive and stewardship schemes becoming more generous and hopefully easier to access.
- Solar power was important to some farmers, communities and residents and was something that required further clarity from Westminster in terms of solar applications on productive farmland. He was keen to ensure that we didn't sacrifice food security in name of energy security.
- Tourism – working closely with towns across the patch including Pickering who was trying to reshape the offering to make it more compelling. Pickering Community Interest Company was doing good work and Totally Locally (a not-for-profit organisation which seeks to promote the high street) was working at a ministerial level.
- Racing sector was in good health. Went to Malton Open Stables. He was aware of concerns in sector on reforms to gambling and wanted to make sure it doesn't impact on the sector and that people who gamble responsibly can continue to do so. There was clearly revenue stream for racing from gambling receipts.
- Engineering – This was a strong sector across patch. There was a very successful engineering apprenticeship fair at the Milton Rooms, Malton and it was hoped this would become an annual event. It brought potential new apprentices into local companies, who had issues recruiting people into the area.
- A64 – It was disappointing that the roads programme been delayed by 5 years. Assuming that A64 gets the go ahead, the outcome should be known sometime next year. If it did, it wouldn't start until 2030 but it was positive news that it was still "in the game".
- Devolution – Supportive of the deal representing York and North Yorkshire rather than wider Yorkshire area, making sure the economy was vibrant, attracted inward investment and focussed on crime and policing.
- Local links into the MP's work as a Minister – Focussed on the hospitality sector, retail sector, access to finance, business support, removing barriers to make it easier to do business. He stated that it was easier to do business when there was growth in the economy, so the news on the economy recently published was welcomed.
- Work continued with local charities and constituents – The recent constituency surgery was well attended and was hugely varied. Mr Hollinrake assured the Committee that he would continue to fully represent his area, alongside his ministerial duties.

Members then questioned the MP as follows;

- A member reported that there was an ongoing issue in the constituency area with Post Office van breakdowns causing delays in deliveries. It was felt that the reason for this was that repairs were not undertaken locally and Mr Hollinrake was asked if, as Minister for Business and the Post Office he could encourage the Post Office to arrange for repairs at local garages to minimise disruption to the service. In response, the MP asked to be copied into any correspondence on this matter. He advised that government was taking legislation called the Procurement Bill which sought to make it easier for SMEs to access public sector contracts from such as the NHS, education and local authorities amongst others. He was supportive of a local first approach to procurement at public sector level as it can have a huge local impact and would encourage NYC to seek local suppliers and service providers.
- A member explained that there were local issues with HGV movements in rural areas and asked what support the government could give to local authorities to address this. The MP stated that this was not always easy as responsibility lay with different bodies. The Local Planning Authority was there to enforce conditions etc but he would always offer support where possible and was happy to help.

A member raised the following questions with the MP;

- Businesses were struggling uncertainty at the moment and would like clarity on planning applications.
- The duelling of A64 remains uncertain, which impacts the levelling up agenda – when will this happen?
- There are worries about the lack of staff in social care, which was impacting on care homes. Does the MP have any comment?
 - Mr Hollinrake advised that he was happy for businesses to contact him directly if any business was in a period of uncertainty regarding a planning application. He was aware that there were resourcing issues and it was hoped that LPAs would be able to increase fees to address this.
 - Levelling Up - £600 billion would be made available over this parliament and the method of allocating monies had changed to ensure it went to areas like North Yorkshire. The A64 had its own case to make but, although the MP was disappointed that roads programme had been put back, budget issues were a reality. He hoped that next year would be easier as inflation fell.
 - Social care staff - We have full employment in the UK, which was a good thing and way we find and attract staff has changed due to Brexit. There was now no free movement but immigration was high and most businesses were finding it easier due to net migration but there was need to make sure that match the skills required. Mr Hollinrake felt that most difficulties were behind us. North Yorkshire had made huge investment in social care but the reality is that there are staffing problems across the country but it was easing. A member of the Committee raised concerns that providers were experiencing difficulties training staff to the standards required and a Council officer explained the recruitment and training opportunities provided by the Council.
- A member asked what could be done at a national level to improve the CLEUD system and the MP responded that businesses should be compliant and should respect legislation and law. He welcomed ideas on how to prevent abuse of the system.
- A member asked for an update on the on-Use site and Mr Hollinrake

confirmed that he would support the Council and/or the new mayoral authority to find the best solution.

- A member asked if the recent government announcement on the roll back on commitments to net zero would create uncertainty in investment? The MP advised that he did not believe that uncertainty would be created and there followed a discussion on the energy efficient options for domestic dwellings, particularly in rural areas and the energy efficiency of new developments builders and other businesses.

18 Area Constituency Committees and their role in Community Resilience

Considered;

A report by the Head of Resilience and Emergencies regarding the Council's role in responding and recovering to emergencies.

The key points in the report were;

- Responsibilities of multi-agency partners
- Responsibilities of North Yorkshire Council
- Elected Members role in emergencies
A profile had been produced for each division focussed on flooding and officers welcomed feedback on where proactive community resilience plans were in place and therefore where there were gaps. Elected Members had the local knowledge and contacts in place to offer support when incidents occur.
- Community Resilience within the Area Constituency Committee Area

This was followed by a discussion and suggestions passed to officers.

Resolved:

1. That the Head of Resilience and Emergencies provides an annual update to the Area Constituency Committee to update Members on Community Resilience in their divisions.
2. That the Resilience and Emergencies Officer for the constituency contacts Members to gather information on good practice, identify issues and links to other groups in their divisions.
3. That the Head of Resilience and Emergencies circulate electronic copies of the Elected Members Handbook.

19 Verbal update on Helmsley Post Office and wider services throughout the area

Cllr Jabbour gave thanks to the Area Constituency Committee and the Chair for allowing the June meeting to take place in Helmsley, as there was great interest from residents in the matter. A temporary solution was now in place for 3 hrs per day, 3 days per week. A long-term solution was still being sought and Cllr Jabbour was working with Helmsley Town Council to work with any interested local business to achieve this.

Members discussed how their Locality Budgets might be used in such circumstances.

Resolved

That the update be noted.

20 Let's Talk Climate - Results by ACC level: Thirsk and Malton

The Climate Change and Environmental Project Officer and the Climate Change Policy Officer gave a presentation on the key feedback from the Let's Talk Climate campaign. The information provided would be used to inform the council's decisions, policies and services moving forward.

There were a number of key findings obtained from the 1,531 responses to the Let's Talk Climate survey and 249 responses to the Young People's survey which covered subjects such as;

- climate change awareness and worry
- what actions people could take
- plan to slow down climate change
- plan to prepare for a changing climate
- plan to help nature to help us
- priorities for key actions
- priorities for key actions by ACC

Members discussed the findings of the survey and made a number of comments and suggestions that the Council could introduce to encourage and support the community to take action.

21 Appointment to Outside Bodies

Considered:

The report of the Assistant Chief Executive (Legal and Democratic Services) regarding appointments to vacant positions on the Vale of Pickering Internal Drainage Board.

The Chair introduced the report and advised that there were four vacant positions to be appointed by the Committee.

Members noted that they would appreciate the appointees advising the Committee of any precepting decisions that the Drainage Board may consider in future.

Resolved

That the following nominations were agreed.

- Mr M Potter, Pickering Town Council
- Mr S Arnold, Helmsley Town Council
- Councillor G Jabbour, North Yorkshire Council

22 Work Programme

Members considered a report by the Assistant Chief Executive (Legal and Democratic Services) which contained the Committee's current work programme for the remainder of the municipal year (2023/24).

Resolved

1. That the work programme for the remainder of 2023/24 be noted.
2. That reports on "Planning and the role of the ACC", "The Policy of Member involvement in Public Questions and Statements" and "The impacts of HGVs and speeding in villages" be brought to a future meeting of the Committee.

23 Other business which the Chairman agrees should be considered as a matter of urgency because of special circumstances.

There were no items of urgent business.

The meeting concluded at 1.35pm.

NL

North Yorkshire Council

Thirsk and Malton Constituency Planning Committee

01 December 2023

Rural Connectivity

Report of the Transformation Director Robert Ling and NYnet Alastair Taylor

1.0 PURPOSE OF REPORT

- 1.1 The report sets out to update the progress of digital connectivity across North Yorkshire

2.0 BACKGROUND

- 2.1 North Yorkshire Council and its predecessors have been working with the UK Government to address the lack of digital connectivity across rural areas. BDUK (Building Digital UK) the delivery arm for the Department of Science, Innovation, and Technology has the overall mandate for the delivery of national targets.

3.0 Connectivity Update

- 3.1 NYnet the North Yorkshire owned telecoms company has delivered four phases of Superfast North Yorkshire contracts in conjunction with BDUK. In 2009 superfast coverage across North Yorkshire was at approx. 41%, Phase 1 was awarded in 2011/12 to BT with a contract value of £26.5m, further contracts were let to BT in 2015 and 2017 totalling circa £28m which saw coverage climb to 94% by 2020. To tackle the final 10% a wireless contract has been awarded to Quickline in 2020 with an expected increase in coverage to 94% by 2024.
- 3.2 North Yorkshire Council offers a free WIFI service in 21 market towns across the geography, the service started in 2021 with support from a Government grant to combat the impact of COVID. Currently the service across North Yorkshire attracts around 70k users per week, making use of both the free Wi-Fi but also access to Govroam for public sector workers and Eduroam for those in education. Ryedale District Council invested in its own wireless networks in Malton, Pickering, and Helmsley and we are currently investigating how those networks can migrate across to the North Yorkshire Council network.
- 3.3 Whilst the Superfast Programme was delegated to Local Bodies with overall supervision by BDUK, the new Project Gigabit is run directly by BDUK with consultation and involvement from the local body. The UK has been split into multiple lots for Project Gigabit. These have been decided based on BT exchanges and other technological reasons and therefore there are instances where small numbers of premises will be in different lots. The majority of North Yorkshire's premises are in Lots 8 and 31. Lot 8 is primarily West Yorkshire however it includes Selby District and Skipton. This was designed as they are both better built from West Yorkshire and will likely lead to a better outcome for these two areas. Lot 31 is the rest of North Yorkshire. The number of premises in each lot is detailed below:

Lot	Total No Premises	Value
8 – West Yorkshire and York	29,000	£61m
31 – North Yorkshire	33,619	£76m

Both lots are currently out for procurement at the ITT stage. Lot 8 is expected to award by the end of the year with Lot 31 in early 2024. There is commercial interest in both lots and therefore there is a good chance of them being awarded. Superfast North Yorkshire expects there to be approximately 11,000 premises which will not be covered by the end of Phase 4. These will be included in Lot 31. Whilst some of these will be classified as 'Very Hard to Reach' we would expect this number to be no more than 3,000 therefore the majority should be upgraded as part of Project Gigabit. Looking specifically at the Thirsk and Malton area the table is below, we cannot give actual premises data as Phase four is still deliver and subject to change.

	Number Premises in SCT (ie no Superfast)	Number of Premises Proposed in Phase 4	Premises without Superfast after Phase 4
Thirsk and Malton	5764	3873	1891

3.4 North Yorkshire has attracted a significant number of Alternative Network Operators (Altnets). This has been made possible through a combination of marketing the County directly to Altnets as well as the use of NYnet assets to reduce the cost of entry. NYnet works with Altnets to provide backhaul capacity across North Yorkshire to transit the internet from rural locations within North Yorkshire back to major internet hubs in Darlington and Leeds. Through the use of NYnet's network Altnets are able to access high-capacity links at the same price they would in built up areas reducing the cost of doing business in rural areas. In addition, NYnet allows Altnets to use its dark fibre and duct network to lower the cost of digging whilst reducing the inconvenience to residents. A good example of this was in Stokesley where the Altnet used NYnet's fibre to reach Great Ayton instead of undertaking 4km of roadworks.

In addition to Openreach the following Altnets have or are building network in North Yorkshire:

Provider	Areas Covered/Being Deployed
Zzoomm	Northallerton, Thirsk, Sowerby, Easingwold, Tadcaster, Sherburn-in-Elmet, South Milford, Stokesley, Great Ayton
Swish	Bedale, Sherburn-in-Elmet, South Milford, Colburn, Leyburn, Boroughbridge, Knaresborough
City Fibre	Harrogate, Knaresborough, Ripon
Voneus	North of Malton between Hovingham and Swinton. Bedale, Villages around and including Masham
Gigaclear	Selby
KCOM	Selby

3.5 The Department for Science, Innovation and Technology (DSIT) has launched trials and a consultation around Very Hard to Reach premises. These are the 0.4% of premises across the UK that are likely to not be covered by Project Gigabit. Unfortunately, it is highly likely that these 0.4% will be premises that currently do not have Superfast broadband either. It is also likely that North Yorkshire will have a disproportionate amount of VTHR premises (above the average of 0.4%) due to its geography. The solution for these premises will therefore be of the utmost importance. DSIT currently has 4 alpha trials using Low Earth Orbit Satellite (either OneWeb or Starlink). One of these is a Starlink solution at Rievaulx Abbey. NYnet also has two Starlink trials of its own at North York Moors visitors' centres which have delivered fantastic results. DSIT have recently released a consultation around the VTHR programme, NYC will be submitting a response. Initial indications have suggested there will likely be a multitude of solutions for these premises, these could be:

- Low Earth Orbit (LEO) satellite schemes offering vouchers to pay for the hardware cost
- Programmes to share LEO satellites between multiple premises
- The use of Fixed Wireless Access to achieve speeds of over 100Mbps (but below gigabit)
- Targeted voucher-based interventions

The indication is that whilst it is understood that these premises will not receive gigabit broadband, the intent is for them to receive a minimum of 100Mbps rather than the current (unfunded) 10Mbps USO.

3.6 Public Phone Boxes are being removed across the country by BT if they meet certain conditions as set out by OFCOM. Public Phone boxes can be removed from the community should the area have good mobile coverage from the four major telecoms providers (Vodafone, EE, Three, O2) and they have made less than 52 calls in a twelve-month period. A consultation period is conducted for each identified phone box via the planning service, North Yorkshire currently has 30 phone boxes under consultation.

3.7 The Shared Rural Network (SRN) is a project developed by the UK's four mobile network operators (MNOs) with support from the government. The programme aims to make 4G mobile broadband available to 95% of the UK, improving 4G coverage in the areas that need it most and addressing the digital divide. The SRN is a deal with EE, O2, Three and Vodafone investing in a network of new and existing phone masts, overseen by a jointly owned company called Digital Mobile Spectrum Limited. It will provide guaranteed coverage to 280,000 premises and 16,000km of roads. The SRN is expected to increase coverage in some areas by more than a third, with the biggest coverage improvements in rural parts of Scotland, Northern Ireland, and Wales. It will also improve geographic coverage to 79% of Areas of Natural Beauty and 74% of National Parks. North Yorkshire will benefit from this Government initiative where we would expect coverage to rise from 70% currently to just over 90%, however due to the nature of the areas requiring masts, progress is slower than anticipated due to the challenges of planning in National Parks and ANOBs.

4.0 ALTERNATIVE OPTIONS CONSIDERED

4.1 N/A

5.0 FINANCIAL IMPLICATIONS

5.1 N/A

6.0 LEGAL IMPLICATIONS

6.1 N/A

7.0 EQUALITIES IMPLICATIONS

7.1 N/A

8.0 CLIMATE CHANGE IMPLICATIONS

8.1 N/A

9.0 REASONS FOR RECOMMENDATIONS

9.1 Information paper to update members as to the progress of digital connectivity.

10.0 RECOMMENDATION

i) Councillors to note progress.

Robert Ling
Director of Transformation
County Hall
Northallerton
23 November 2023

Report Author – Robert Ling Director of Transformation & Alastair Taylor CEO NYnet
Presenter of Report – Robert Ling Director of Transformation & Alastair Taylor CEO NYnet

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



Northern Powergrid

Enabling regional decarbonisation

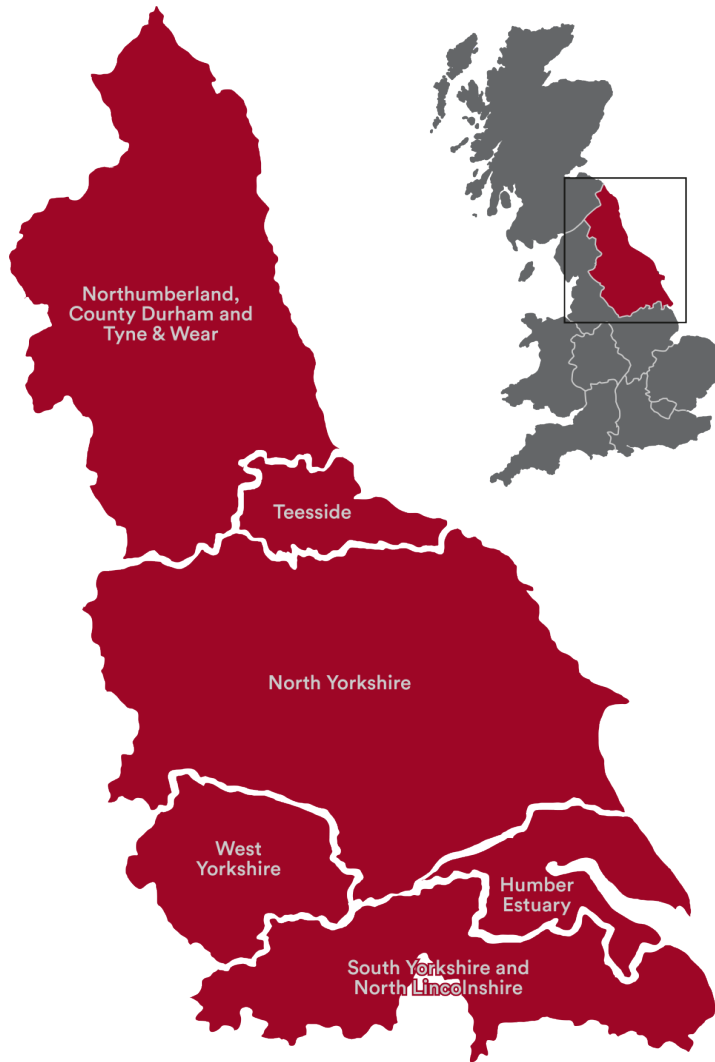
page 17

Lizzie Boyes
Local System Planning Engineer

01/12/2023

Northern Powergrid

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- Northern Powergrid is responsible for the **electricity distribution network** in the North East, Yorkshire and northern Lincolnshire.
- We **move** electricity from where it's generated to homes and businesses.
- We are the enabler of a **net zero** society.
- **We are a regulated utility business** and therefore, we plan ahead of time in business plan cycles.
- We are in the first year of our new business plan period where we are **delivering around £3bn of investment** (2023 to 2028 – Electricity Distribution 2, ED2)

What we do for our customers

- Facilitate growth and decarbonisation
- Plan for and invest in a safe and reliable network
- Provide connections to the network

Support vulnerable customers and communities

Minimise our impact on the cost of living and doing business in our region

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Providing Connections: Growth and Decarbonisation across our region

- We treat all applicants equally
 - We will make a connection offer to anyone that applies for a connection to our network
 - The connection queue does not favour any type of applicant over another
 - Government policy influences technology uptakes, we are technology agnostic
- We are speeding up and reducing the cost of some customer connections
 - Time limited curtailable connections can allow connection before completion of necessary reinforcement works
 - Flexible connection agreements can avoid reinforcement requirements where appropriate, and when customers want one

Decarbonisation: Meeting the challenge

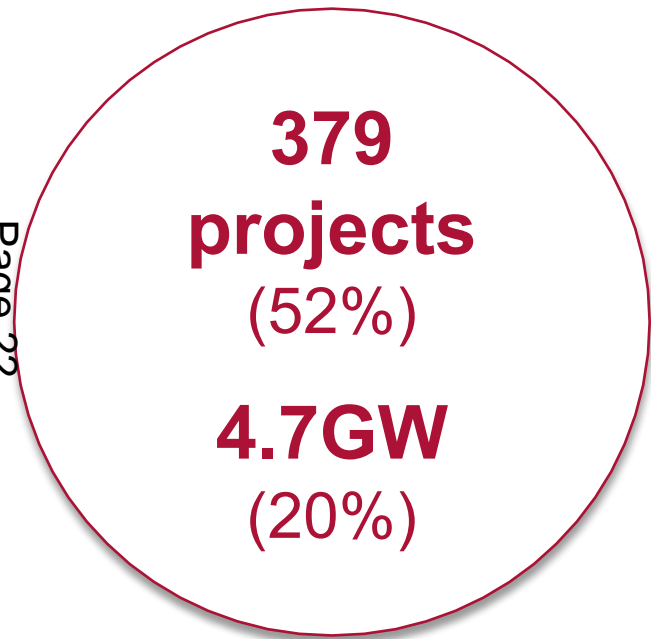
- Flexibility – customers paid to turn up or down
- Community Distribution System Operator project – innovation with customer groups at the local level
- Revising design assumptions – using observation to get more out of existing network
- Low Voltage monitoring and external data – providing visibility
- Network reinforcement and expansion – investing where needed
- Work closely with Local Authorities and other stakeholders coordinating low carbon technology roll outs - a collaborative approach

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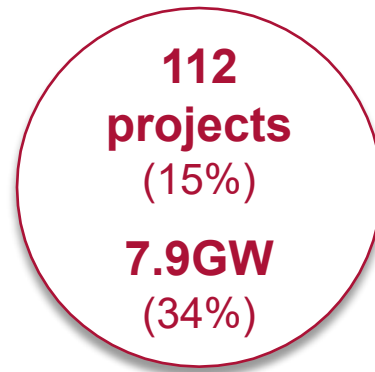


Providing Connections: Majority of customers able to connect without the need for reinforcement – 52% of all projects

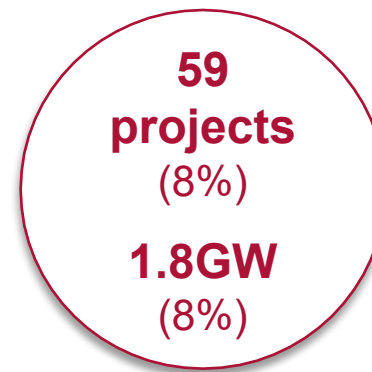
Page 22



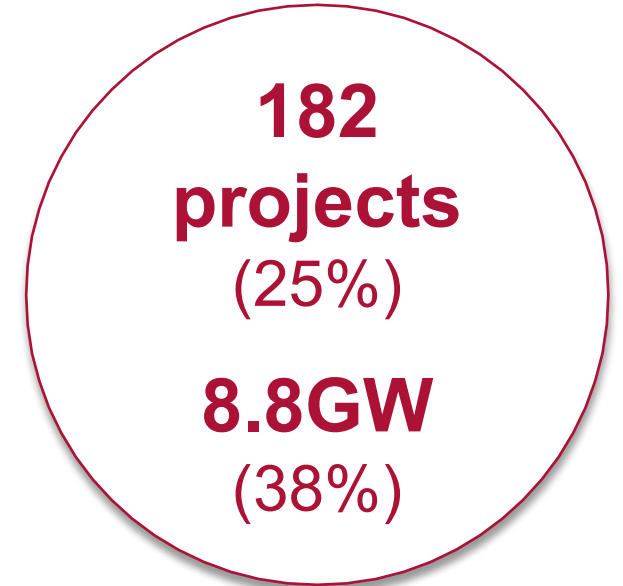
ABLE TO PROCEED
– no reinforcement required



PENDING DECISION
– transmission reinforcement required?

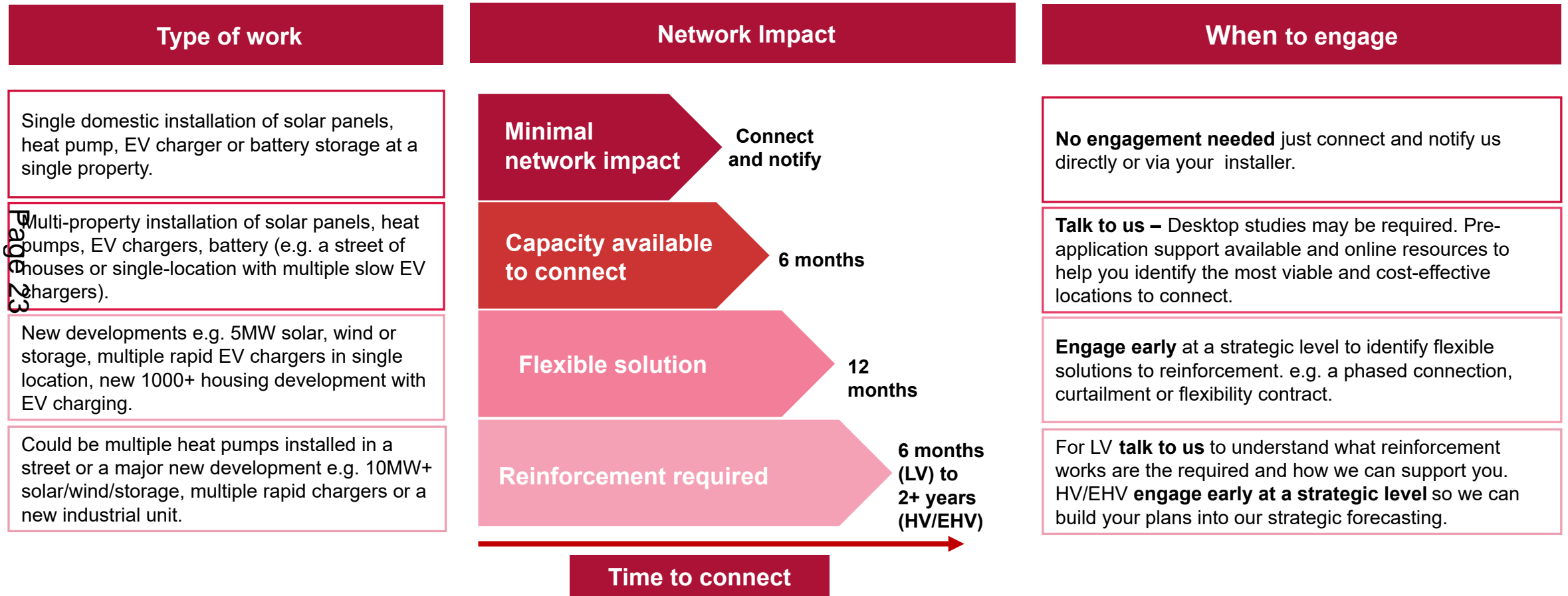


DISTRIBUTION REINFORCEMENT REQUIRED
– not transmission



TRANSMISSION REINFORCEMENT REQUIRED
– some with distribution reinforcement

Providing Connections: Timescales



Providing Connection: Costs to connect

- Our prices are regulated by Ofgem and are required to be reflective of real cost
- Competition in connections: independent connection providers and independent distribution network operators

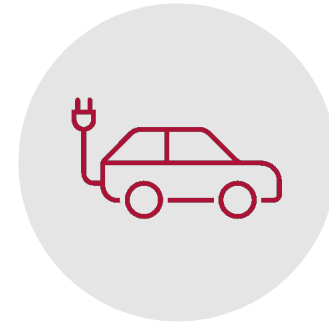
Connections charges

- Single use assets: connectee pays
- Reinforcement costs: reduced under April 2023 connection charging reforms



Working with Local Authorities

- Supporting publicly funded decarbonisation schemes including:
 - Local Electric Vehicle Infrastructure
 - Social Housing Decarbonisation Fund
 - Public Sector Decarbonisation Scheme
- Local Area Energy Systems Team
 - Local Authority Portal
 - Collecting local intelligence on future network needs
 - Informing forecasts and network intervention decisions
 - Supporting Local Area Energy Planning
 - Providing education and support in using our network data



Thank you

North Yorkshire Council

Thirsk and Malton Area Constituency Committee

01 December 2023

NYC Safety Advisory Group

Report of the Corporate Director of Environment

1.0 PURPOSE OF REPORT

- 1.1 To inform Members of the purpose and role of the Safety Advisory Group (SAG) and the proposals for the new NYC Safety Advisory Group
- 1.2 To provide a summary of the SAG actions and recommendations with regard to the 'Pickering Rocks' Event.

2.0 SUMMARY

- 2.1 This report explains the role of the non-statutory Safety Advisory Group (SAG) and sets out the proposals for establishing a North Yorkshire wide non-statutory SAG. The report also summarises the steps taken by the NYC SAG in respect of the Pickering Rocks Event held in September 2023 as an event of specific interest to the Thirsk and Malton ACC.

3.0 BACKGROUND

- 3.1 The operation of a SAG is not a statutory function of the Council. Councils choose to operate SAGs as a good practice model to promote event safety and they operate in accordance with the 'UK Good Practice Guide to Working in Safety Advisory Groups – Emergency Planning College'.
- 3.2 The SAG does not make any decisions on behalf of the Council or other agencies. Its role is advisory and as such it has no authority to either approve or prohibit events. Where other agencies may exercise their own statutory decision-making authority this is the determination of that agency and not the SAG.
- 3.3 The SAG co-ordinates public bodies, agencies and event organisers to offer advice to ensure the highest possible standards of public safety at events and to encourage the wellbeing of the public, operatives and others affected by events. In this context the 'public' includes those attending the event, but also those in the surrounding areas that may be affected by the impact of the event.
- 3.4 The overall responsibility for the safety of all persons at an event, including attendees, event staff and contractors, lies with the event organiser, venue owner/operator and the venue's management team.
- 3.5 The SAG is made up of officers that have sufficient seniority, experience, competence and knowledge of their specialist area to be able to advise on operational matters and are from the following services and organisations:
 - North Yorkshire Council:
 - Environmental Health
 - Licensing

- Corporate Facilities Management
- Community Safety
- Building Control
- Highways
- Resilience and Emergencies Team
- Public Health
- Waste and Street Scene
- North Yorkshire Police
- North Yorkshire Fire and Rescue Service
- Yorkshire Ambulance Service
- North East Counter Terrorism Unit
- Other organisations/specialists where appropriate based on the type of event being considered.

- 3.6 The Chair of the group and administrative support is provided by the Local Authority. The role of the Chair is to co-ordinate the operation of the SAG in a fair and consistent manner, ensure that the membership of the SAG reflects the need to address relevant risks associated with public safety and wellbeing issues and account is taken of the views of all members of the SAG.
- 3.7 The SAG must be aware of events taking place in its area and facilitate liaison with event organisers, and through its administrative processes ensure that members review event documentation, attend SAG meetings and site visits and participate in any debriefs to provide technical advice and guidance on matters pertinent to their role/area of responsibility/jurisdiction to event organisers.
- 3.8 The SAG must be aware of events taking place on Council land and although any determinations of land leases and licences by the Council, which enable events to take place on Council owned or managed land, are outside the scope of the SAG and where appropriate the SAG Chair must liaise with the relevant person in the Council. It must be noted that although the Council may have given the control of its land to an event organiser it does not relinquish the Council's liability in particular, if the Council is aware of any deficiencies and fails to act.
- 3.9 Where there is a dispute between parties the SAG will attempt to resolve such matters informally through negotiated processes.

4.0 NORTH YORKSHIRE SAG – PRE AND POST LGR

- 4.1 In North Yorkshire SAGs were delivered from each of the former district/borough councils from a range of service areas such as Environmental Health, Licencing and Emergency Planning. This model is still in place; however, the SAG will be delivered by Trading Standards from January 2024 as this service already operates the Safety of Sports Ground SAG which is a statutory function of the Council.
- 4.2 A North Yorkshire SAG Chairs group was established in 2018 facilitated by the County Council's Resilience and Emergencies Team to promote the consistent operation of the seven SAGs and to share information and good working practices. The group membership also included North Yorkshire Police and Yorkshire Ambulance Service.
- 4.3 From 2020 and throughout the Covid pandemic the group met more regularly (every two months) and the membership extended to include Public Health and Trading Standards (County Council), Community Safety (County and District/Borough Councils) and the North East Counter Terrorism Unit. The operation of the group throughout Covid and as part of recovery was vital to support event organisers to comply with Covid regulations and guidance, to support their recovery and protect the public.

- 4.4 The North Yorkshire group set up a Master Events list, which is available on Resilience Direct, where each former district/borough SAG records the events taking place in its area including details about the nature of the of event. The Master Event list is reviewed at each meeting of the group and provides a single source of information for member and other organisations to enable planning for any potential impact/s of events on their services.
- 4.5 As Local Government Re-organisation started it was vital to ensure that the SAGs operated as consistently as possible, as although in general terms the SAGs were operating to the same overall principles, it was recognised through the North Yorkshire group that there were some differences in approach. These differences were purely based on dealing with the demand and complexities of events taking place in each of the former district/borough councils. To ensure a consistent approach, terms of reference were agreed for the operation of the SAGs and a triage scoring matrix was introduced to ensure that events were selected for review in the same way in each SAG. The terms of reference were approved by the LGR Regulatory Services and Emergency Planning Leadership Team.
- 4.6 Please see enclosed Appendix A 'NYC SAG Terms of Reference' and Appendix B 'NYC SAG Triage Scoring Matrix' documents.

5.0 SAG SUPPORT TO PICKERING ROCKS

- 5.1 Members have requested a discussion about the role of the SAG in respect of the event known as 'Pickering Rocks'. This was a music event held in Pickering on the 09 September 2023 the organisation of which required lengthy discussion between the event organisers, North Yorkshire Police and North Yorkshire Highways. These discussions were facilitated by the SAG and a chronology of the key dates is attached at Appendix C.

6.0 IMPACT ON OTHER SERVICES/ORGANISATIONS

- 6.1 The Trading Standards Team will manage and support the SAG process however other service areas will be providing members of staff to act as SAG Chairs.

7.0 FINANCIAL IMPLICATIONS

- 7.1 There are no financial implications arising directly from this report as it will be managed through existing staff resource.

8.0 LEGAL IMPLICATIONS

- 8.1 There are no legal implications arising directly from this report, but individual events will carry their own legal and / or insurance responsibilities.

9.0 EQUALITIES IMPLICATIONS

- 9.1 There are no equalities implications arising directly from this report.

10.0 CLIMATE CHANGE IMPLICATIONS

- 10.1 There are no climate change implications arising directly from this report.

11.0 REASONS FOR RECOMMENDATIONS

- 11.1 In view of the Member interest in the hosting of local community events Members are asked to note the role and purpose of the SAG and the proposals for the new North Yorkshire SAG arrangements from January 2024.

12.0 RECOMMENDATIONS

- 12.1 Members note the proposals for the establishment of the North Yorkshire Safety Advisory Group
- 12.2 Members note the steps taken by the Safety Advisory Group in respect of the Pickering Rocks Event in September 2023.

APPENDICES:

Appendix A – Safety Advisory Group Terms of Reference
Appendix B – Safety Advisory Group Event Triage Matrix Scoring
Appendix C - Chronology of SAG involvement in ‘Pickering Rocks’

BACKGROUND DOCUMENTS: None

Karl Battersby
Corporate Director of Environment
County Hall
Northallerton
22 November 2023

Report Author – Callum McKeon Assistant Director Regulatory Services
Presenter of Report – Callum McKeon / Vikki Flowers / Rob Robinson

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

North Yorkshire Council Safety Advisory Group

Terms of Reference

1. Introduction

This document sets out how North Yorkshire Council's Safety Advisory Group (SAG) is constituted and includes a Policy Statement and the Terms of Reference for the Group. It details the role and responsibilities of the SAG, its membership and how it will operate to discharge its responsibilities.

The operation of the SAG is not a statutory function of the Council. The SAG is a good practice model to promote event safety and has regard to the 'UK Good Practice Guide to Working in Safety Advisory Groups – Emergency Planning College'.

2. Policy Statement

It is the policy of the SAG to, so far as reasonably practicable, offer advice to ensure the highest possible standards of public safety at events and to encourage the wellbeing of the public, operatives and others affected by such events. In this context the 'public' includes those attending the event, but also those in the surrounding areas that may be affected by the impact of the event.

The SAG does not make any decisions on behalf of the local authority or other agencies as its role is advisory and as such it has no authority to either approve or prohibit events.

Where other agencies may exercise their own statutory decision-making authority it is stressed that this is the determination of that authority and not the SAG.

The overall responsibility for the safety of all persons at an event, including attendees, event staff and contractors, will lie with the event organiser, venue owner/operator and the management team.

Members of the SAG must declare any material conflict of interest in relation to any matters put before the group, prior to any discussion on that matter. Should this interest be considered prejudicial, then that person should consider withdrawing to be replaced by an appropriate party agreed with the SAG.

The SAG will have arrangements in place to ensure that appropriate records of its activities are maintained.

The lessons learned via the operation of the SAG will be shared and applied for the benefit of all events taking place within North Yorkshire.

3. Role and Responsibilities of the SAG

The role of the SAG is to provide specialist advice to event organisers intending to deliver public events in North Yorkshire and to support the Council to discharge its public safety and wellbeing responsibilities.

The SAG will operate in an advisory capacity and will provide independent advice to event organisers, who retain the legal responsibility for ensuring event safety. Where there is a dispute, the SAG will attempt to resolve such matters informally through negotiated processes.

It is recognised that an individual organisation can determine to use its own powers in relation to an event and that this is a decision for that organisation not the SAG.

The SAG will liaise with event organisers, meet as necessary as a SAG and with event organisers, to review event safety plans and advise on public safety.

The SAG will operate in accordance with agreed Terms of Reference (below), to keep and maintain records of its activities in order that it effectively carries out this function and ensures transparency of decision-making.

General Terms of Reference

- To advise the local authority and/or event organiser to ensure high standards of health and safety.
- To promote the principles of sensible risk management and good practice in safety and welfare planning.
- To promote a consistent and co-ordinated, multi-agency, approach to event planning and management.
- To advise the local authority and/or event organisers in respect of the formulation of appropriate contingency and emergency arrangements.
- To advise the local authority and/or event organisers in respect of relevant legislation and guidance.
- To encourage arrangements to minimise disruption to local communities and minimise the impact of an event upon local NHS services.
- To consider the implications of significant incidents and events relevant to their venue(s) and events.
- To consider the implications of significant incidents and events relevant to the surrounding areas and facilities.
- To consider and promote the introduction of any new legislation and guidance as it applies to the operation of the SAG and event organisers.
- To receive reports relevant to debriefs, visits and/or inspection of the venue or event.
- To promote clarity of roles and responsibilities relevant to the event(s) within the SAG's remit.

Specific Terms of Reference

- To provide a forum within which the local authority and other key partners can develop a co-ordinated approach to crowd and spectator safety and wellbeing.
- To advise on planning, venue and its immediate environs required by an event.
- To advise on Health and Safety, Licensing, Counter Terrorism and other relevant legislation and guidance for public events and venues.
- To advise on enforcing actions and the duty of care of the local authority and other partners as defined in related legislation.
- To receive reports in relation to event safety found during post-event inspections by group members.
- To receive notification of any issues, prohibition notice(s) or prosecutions relating to events.
- To take on other safety and public protection functions as agreed.
- To maintain an overview of forthcoming events within the North Yorkshire Council district.
- To monitor compliance with the standards agreed

4. Composition of the SAG

The SAG shall consist of persons with sufficient seniority, experience, competence, and knowledge of their service and to be able to advise on operational matters.

The Chair/s of the SAG and administrative support will be provided by the Council.

The SAG members will be constituted to include representatives from the following services and organisations:

- North Yorkshire Council
 - Environmental Health
 - Licensing
 - Corporate Health and Safety
 - Corporate Facilities Management
 - Community Safety
 - Building Control
 - Highways
 - Resilience and Emergencies Team
 - Public Health
 - Waste and Street Scene
- North Yorkshire Police
- North Yorkshire Fire and Rescue Service
- Yorkshire Ambulance Service
- North East Counter Terrorism Unit

Invited representation

Other persons/partners/specialists will be consulted and/or invited to attend meetings of the SAG meetings as appropriate, at the discretion of the Chair to ensure that all issues arising are appropriately considered.

Subgroups

Subgroups of the SAG may be convened to deal with specific operational issues as required. These groups will only involve those representatives relevant to the issue in question and may include representatives of other organisations, including:

- Promoter/organiser
- Specialist contractor
- Security company
- Health and Safety consultant
- Medical service provider

5. Roles and Responsibilities of the Core Members of the SAG

Role of the SAG Chair

The SAG chair will be one of the core members of the SAG from the Council. The role of the SAG chair is to:

- Ensure that the SAG properly discharges its responsibilities.
- Ensure that the membership of the SAG reflects the need to address relevant risks associated with public safety and wellbeing issues.
- Ensure that due account is taken of the views of all members of the SAG.
- Keep an overview of all events and event plans.
- Facilitate a consistent and coordinated approach.
- Act as a conduit promoting information sharing between the SAG and event organisers/management.
- Audit and facilitate the audit of an event to ensure compliance with the plans submitted, drawing attention to any deficiencies which may require urgent action or improvement.
- Where appropriate review and facilitate the review of events through a formal debrief process, including any significant incidents or 'near misses' and ensure recommendations are made where appropriate.
- To ensure and monitor compliance with the standards agreed.

Role of Members

Each service/organisation will be represented by an officer who will review event documentation, attend SAG meetings, and site visits where appropriate to provide technical advice and guidance on matters pertinent to their role/area of responsibility/jurisdiction. Members will refer to current legislation and guidance within their particular role/responsibility and will participate in any debriefs where appropriate.

SAG members will be aware of their role and responsibility in relation to the operation of the SAG and will also have regard to the effect an event may have on the ability of their organisation to perform its functions including responding to an incident at the event.

Where members of the SAG become aware of events taking place within North Yorkshire, they must notify the SAG chair.

6. Operation of the SAG

The Council will facilitate the operation of the SAG by providing administrative support, which will include:

- Maintenance of a master list of events known to be taking place within North Yorkshire.
- Have arrangements in place for intelligence/information gathering regarding events taking place in North Yorkshire
- Engagement with event organisers to facilitate the provision of event safety plans and the exchange of information between event organisers and the SAG members.
- Ensure members of the SAG are informed and aware of events taking place in North Yorkshire to facilitate discussion and consideration of risk related to each event.
- Select events that will be considered by the SAG (in accordance with the SAG's triage criteria).
- Arrange meetings of the SAG with event organisers where appropriate (in accordance with the SAG's triage criteria). This will include the production of meeting agendas and minutes of the meetings which will be circulated to and agreed by the members of the SAG. Minutes of the meetings will be provided to the relevant event organiser.
- Where deemed appropriate arrange site visits before and/or during events with relevant members of the SAG and ensure appropriate records are made of the visits and relevant information provided in writing to the event organisers.
- Facilitate review and debrief procedures which include feedback to the event organiser and members of the SAG.
- Maintain records of all activities to ensure accountability and transparency in all processes and decision making.

7. Status of SAG and conflicts of interest

The SAG cannot take any decisions on behalf of the Council, its role is advisory. The ultimate responsibility for any event safety lies with the event organiser and their management team.

Core members of the SAG must declare any conflict of interest in relation to any item put before the SAG, prior to any discussion on that matter.

If the interest could be considered prejudicial, then that person should withdraw and be replaced by an appropriate party agreed with the SAG.

8. Liaison with other Departments in the Council

Safety at Sports Ground SAG

The Safety at Sports Grounds SAG, which is a statutory function of the Council, is operated within Trading Standards and chaired by a Trading Standards Officer. Safety at sports ground matters will be referred to the Safety at Sports Grounds SAG. There will be times when collaboration is required to facilitate event safety and it is the responsibility of both SAG chairs to ensure that appropriate consultation takes place. In such circumstances it may be necessary for joint SAG meetings to take place, which would be chaired by the chair of the Safety at Sports Ground SAG.

Licencing of Council Land

The determinations of land leases and licences by North Yorkshire Council, which enable events to take place on Council owned or managed land, are outside the scope of the SAG. The Council has specific governance arrangements in respect of such determinations which are in place based on the former district boundaries as follows:

Craven

Property Assets and Commercial Services
Asset Manager, Katie Entwistle
Katie.Entwistle@northyorks.gov.uk

Hambleton

Asset Management Working Group - multi-disciplinary group
Corporate Facilities Manager, Clive Thornton
Clive.Thornton@northyorks.gov.uk

Harrogate

Parks and Environmental Services via a specialist events manager
Head of Parks and Environmental Services, Alison Wilson
Alison.Wilson@northyorks.gov.uk

Richmondshire

Grounds Maintenance Team undertakes this role with the support of the Legal Team when required.
Manager post is vacant and being covered by Grounds Maintenance Supervisor, Dave Lodge
David.Lodge@northyorks.gov.uk

Ryedale

Economic Development Team with input from Street Scene and Facilities
Economic Development Service Manager, Amy Thomas
Amy.Thomas@Ryedale.gov.uk

Scarborough

Estates
Head of Estates, Brian Walker
Bryan.walker@northyorks.gov.uk

Selby

Property Services
Lead for property Services, Phil Hiscott
phiscott@selby.gov.uk

Where appropriate the SAG Chair will liaise with the relevant person as detailed in the list above regarding events taking place on Council owned or managed land as although the Council may have given the control of its land to an event organiser it does not relinquish the Council's liability entirely (or at all), in particular, if the Council is aware of any deficiencies and fails to act.

9. Review

The Terms of Reference will be reviewed annually or following just cause by any member of the SAG to ensure they remain appropriate, fit for purpose and in accordance with current guidance and best practice.

North Yorkshire Council Safety Advisory Group Event Triage

Event:		Scoring Bands	Outcome
Venue:		Low = Below 30	Self help direct to website
Organiser:		Med = 31 to 69	Circulate event plans digitally and feedback comments
Total Attendees:		High = 70 to 99	SAG meeting
Date:		Very High = 100 to 146	SAG meeting and recommend site visit
Total Score:	0		
Outcome:			

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A	Predominant Nature of Event	Possible Score	Actual Score	ma x	mi n
1	Air Display / Motor Racing	20		20	2
2	Live Music - Dance / DJ / Rave Event	10			
3	Live Music - Pop / Rock Concert	10			
4	New Year Celebrations	8			
5	Bonfire / Fireworks Display	8			

6	Sporting Event (Run, Cycling, Ice Skating, Water sports)	4		
7	VIP / State Visit	4		
8	Agricultural / Country Show	4		
9	Community / Charity - Festival / Parade / Funday / Funfair / Circus / Market	2		
10	Public Exhibition	2		
11	Classical concert / Theatrical / Variety show	2		
12	Other (please state):			
B Venue				
1	CDM Extensive build not sterile	10		10 2
2	Public Open Space	10		
3	Poor access & egress for pedestrians	8		
4	Poor access & egress for vehicles	8		
5	Remote location	6		
6	Private water distribution system	3		
7	Private land	3		
8	Council Land	2		
9	CDM Minimal build not sterile	2		
10	Private water supply	2		
C Audience Profile				
1	Full mix (rival factions)	10		10 2
2	Predominately Adult only (18+)	8		
3	Predominantly children / young adults	8		

4	Predominantly elderly	6		
5	Full mix (non family)	6		
6	Full mix in family groups	2		
7	Specialist/enthusiast competitor	2		
D Expected Numbers (per day at any one time)				
1	20,000 +	20	20	1
2	<20,000	16		
3	<10,000	12		
4	<5,000	8		
5	<3,000	4		
6	<1,000	2		
7	<500	1		
E Past History				
1	First event, new venue, no data	10	10	0
2	Existing event with previous serious issues / issues not rectified	10		
3	Existing event with previous serious issues / issues rectified	8		
4	Existing event with previous minor issues / issues not rectified	6		
5	Existing event with previous minor issues / issues rectified	4		
6	Existing event, no previous issues	0		
F Activities				
1	Alcohol (temporary event notice)	6	6	4
2	High risk food concessions	6		

3	Amplified music >1 day	6		
4	Alcohol (licensed site)	4		
5	Low risk food concessions	4		
6	Stage	4		
7	LPG/BBQs	4		
8	Animal displays	4		
9	Camping	4		
10	Lasers/fireworks/pyrotechnics	4		
11	Amplified music <1 day	4		
12	Noisy activities e.g. generators operating overnight	4		
13	Inflatable play equipment	4		
14	Temporary electrical installation	4		
G	Temporary Demountable Structures			
1	Multiple (5+) structures (staging, towers, marquees, grandstands)	10	10	2
2	1 or more large structure (main stage, marquee, platform, grandstand, ride, attraction)	8		
3	Multiple (5+) small structures (trailer stage, marquees, pop-ups, stall, rides)	6		
4	Less than 5 small structures (trailer stage, marquees, pop-ups, stalls, rides)	4		
5	Small gazebo type structures	2		
H	Traffic Management			
1	High impact on the wider road network (extensive road closures, TM works and diversionary routes)	20	20	0
2	High impact on the local road network and / or impact on wider road network (multiple road closures & diversionary routes)	10		

3	Low impact on the local road network (single road or rolling closure, minor diversion)	6		
4	No closures	0		
I	Additional Considerations			
1	Event held on / close to river, lake, sea, any body of water	10		10 8
2	Multi discipline / location event	10		
3	Multiple day event / overnight camping	10		
4	Mass participation / widespread public location in streets	10		
5	Fireworks Display / Event Pyrotechnics / Lasers (additional to predominant nature)	10		
6	Event held at night	6		
7	Likelihood of extreme weather conditions	6		
8	Key date clash (for example August Bank Holiday)	8		
9	Political / Religious gathering	8		
J	Confidence in Management			
1	Inadequate documentation, no evidence of event planning and risk assessment. No proven track record	10		10 2
2	Incomplete documentation, some evidence of event planning and risk assessment. Some experience of event organising.	5		
3	Complete documentation, detailed event plan and risk assessment. Experienced event organiser.	2		
K	Public Health / Health Protection Considerations			
1	National Outbreak / Pandemic Situation	20		20 2
2	Local outbreak situation attendees predominantly in high risk groups inadequate controls	10		
3	Local outbreak situation attendees predominantly in high risk groups adequate controls	6		

4	Local outbreak situation attendees predominantly not in high risk groups inadequate controls	4	
5	Local outbreak situation attendees predominantly not in high risk groups adequate controls	2	
6	Attendees in high risk groups inadequate controls	4	
7	Attendees in high risk groups adequate controls	2	
	Total Score	Max Score 146 - Low Score 25	0

14
6 25

Chronology of SAG Involvement	
2022	Pickering Rocks
March	Submission of Pickering Rocks Event Management Plan (EMP). Proposal to hold a rock music festival 14:00hrs – 23:00hrs in Pickering Market Place. Pickering Market Place is a Public Open Space where numbers of attendees cannot be controlled and where only uniformed police officers can carry out effective public safety control measures.
April - June	Numerous discussions, email exchanges between event organisers and SAG members where main thrust from SAG was for the event to be moved onto private land where effective public safety controls could be carried out by event staff and for the prevention of public nuisance (Reduce the noise impact on Pickering residents)
August	1st August - Full SAG Meeting, Ryedale House, Malton to consider Pickering Rocks which was proposed to be held 10 th September. 4th August - SAG inform event organisers that they are unable to support the proposed event in Pickering Market Place due public safety concerns. Letter sent informing of this decision
2023	Pickering Music Festival
February	Event organisers meet with North Yorkshire Police (NYP) to discuss proposals for 2023 event. Proposal still to hold the event in Pickering Market Place. NYP re-affirm concerns about holding the event in a public open space and suggest alternative venue, Community Park, Pickering.
March	Submission of Pickering Music Festival Event Management Plan (EMP). Significant change to type of event to be held now proposing a family orientated music event, 12:00hrs – 18:00hrs, face painting, funfair rides, fancy dress competition, brass band, school choir, Pickering's Got Talent, no rock music proposed.
April - May	Email exchanges between SAG members and event organisers to tease out further information and to address concerns raised by SAG members.
June	20th June - Full SAG Meeting, Ryedale House, Malton to consider Pickering Music Festival. North Yorkshire Police request further details and confirmation on arrangements relating to: <ul style="list-style-type: none"> • Road closures/ Sterile Zone • Evacuation routes • Rendezvous points • Security staff • Consultation with residents/business owners Event Organisers informed that if the above are satisfactorily addressed SAG would be in a position to support the event. Event organisers agreed to submit additional information within two weeks.
August	2nd August – North Yorkshire Police and SAG chair meet to discuss re-assessment of Pickering Music Festival following additional information being received. NYP still required some minor alterations/additions to the EMP and inform event organisers via email. 10th August – SAG inform event organisers that they are now in a position to support the event following receipt of all outstanding information.
September	9th September – Pickering Music Festival held. 28th September – Pickering Music Festival de-brief. Event organisers inform of their intentions to hold the same type of event next year.

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North Yorkshire Council

Thirsk and Malton Constituency Committee

1st December 2023

Levelling Up Fund Round 2 and 3 update

1.0 Purpose of the Report

- 1.1 To provide an update of North Yorkshire Council (NYC) Levelling Up Fund round two submissions and subsequent round three announcement consisting of two schemes within the Thirsk and Malton constituency area.

2.0 Levelling Up Fund Round Two and Round Three

- 2.1 On 23 March 2022 the Levelling Up Fund (LUF) round two prospectus was announced. This was an overall £4.8bn fund, with £1.7bn awarded in round one and £3.1bn remaining for round two submissions and subsequently round three. The application window opened on 31 March 2022 and closed on 02 August 2022. The winning bids from this process were announced in January 2023 and most but not all funding was allocated.

- 2.2 After the January announcement NYC were advised of the reasons why the Thirsk and Malton bids were unsuccessful and given advice by Government to help with future bids.

North Yorkshire's bids, the overall feedback was given with suggestions made to strengthen the strategic, economic and deliverability aspects of the bid. Similar to NYC, feedback on the strategic fit suggested greater engagement with local people and detail on how the scheme aligned with national guidance would have strengthened the bid. The economic case would have benefited from greater clarity and evidence of the Gross Value Added (GVA) benefits such as air-quality and Land Value Uplift (LVU) because they increase BCR but cannot be assessed because the evidence is not provided.

The feedback suggested it was difficult to understand the problems and how they would be addressed by the proposed intervention. On Deliverability there would have been greater confidence in the project if the detail on costs, the delivery plan and monitoring and evaluation had been further broken down. The project team agreed some of the feedback was fair and are exploring this further with WSP (who supported the development of their bid) but they disagree with some of the feedback where it is suggested evidence is not provided but can be found within the application.

There has been no opportunity to review the bids and re-apply.

- 2.3 On 20 November 2023 the Government announced the successful bids for Levelling Up Fund Round 3 and rather than a re-bidding process have decided to revisit the Round 2 bids and allocate funding to the strongest remaining bids. On this basis neither the Malton or Thirsk (part of a wider North Yorkshire Council bid including Seamer and Scarborough) were successful.
- 2.4 With the LUF Bids being unsuccessful NYC will look for other opportunities to take forward applications for funding. These include:

- All the LUF bids will be on the major schemes pipeline long list which will then be sifted to form the pipeline of projects to be delivered via the Mayoral Combined Authority. The funding that will most likely be used for this type of project is the Local Integrated Transport Settlement (LITS) and Y&NY are expecting to receive around £300m over 7 years from 2025.
- Thirsk – Network Rail and Transpennine Trains with NYC support applied for Access for All funding for Thirsk Station, the scheme is well advanced, and all parties are hopeful of an announcement in Autumn/Winter 2023. The funding when announced would be for the completion between April 2024 and March 2029 to fit with Network Rails five-year Control Periods.
- Malton – could also be linked to the future NYC Growth Strategy and active travel initiatives.

Network Rail and the train operator see Malton Station as a pinch point with its single-track platform. Although the £11.9bn Government investment in the Transpennine Route Upgrade does not include Malton or the Scarborough line, services are still likely to use the upgraded network in the future and reliability will be key with the Scarborough – York service likely to use the new network. There may be future rail investment opportunities that the Malton LUF bid work can feed into.

2.5 Other opportunities for funding may come forward and the work to date on the LUF bids puts both Thirsk and Malton in a good place.

3.0 Equalities

3.1 There are no immediate equalities issues arising from this report as this is to update members on bids for funding.

4.0 Finance

4.1 This paper forms the basis of an update, and as such there are no financial implications arising directly from the report. Full financial implications of the NYCC Levelling Up bid are set out in the report to North Yorkshire County Council Executive of 5 July 2022 and the financial implications of the RDC bid are set out in the report to the Ryedale District Council Policy and Resources Committee of 16 June 2022 and detailed within the recorded meeting minutes.

5.0 Legal

5.1 There are no immediate legal issues arising from this report as it is providing an update.

6.0 Climate Change

6.1 There no immediate Climate Change issues arising from this report.

7.0 Recommendation

7.1 It is recommended that members note the contents of this report.

BACKGROUND DOCUMENTS:

North Yorkshire County Council Executive of 5 July 2022

<https://edemocracy.northyorks.gov.uk/ieListDocuments.aspx?CId=1147&MId=6413&Ver=4>

Ryedale District Council Policy and Resources Committee of 16 June 2022

<https://democracy.ryedale.gov.uk/ieListDocuments.aspx?CId=119&MId=3614&Ver=4>

Graham North
Highways and Transportation
Business and Environmental Services
22 November 2023

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

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North Yorkshire Council

Thirsk & Malton Area Constituency Committee

1 December 2023

Appointments to Committees and Outside Bodies

Report of the Assistant Chief Executive, Legal and Democratic Services

1.0 PURPOSE OF THE REPORT

1.1 To enable appointments to be made to the Development Plan Committee.

2.0 DEVELOPMENT PLAN COMMITTEE

- 2.1 At the meeting of the Council on 15 November 2023, it was resolved to adopt the Proposed Amendments to the Council Constitution as at item 8 on the agenda - [Agenda for Full Council on Wednesday, 15th November, 2023, 10.30 am | North Yorkshire Council](#). The report included the recommendation for the constitution of a Development Plan Committee.
- 2.2 The role of the committee is to act as the main sounding board for the preparation of the Local Plan/Development Plan Documents, except Neighbourhood Plans. Development Plan Committees are widely used, with one for a plan area, by other local planning authorities and is considered best practice.
- 2.3 Now that the Development Plan Committee has been constituted, we need to appoint to the committee. The process for the appointment to the committee is that 3 nominations are sought from each of the Area Constituency Committees and then a 'top-up' of additional appointments is then used, where necessary, to ensure that the Development Plan Committee is politically balanced.
- 2.4 In making the nominations to the Development Plan Committee, members may wish to have regard to the political balance of their respective Area Constituency Committees. This will assist in ensuring that the overall political balance is achieved for the Development Plan Committee without having to resort to significant numbers of subsequent 'top up' appointments. It is important to note, however, that it is at the discretion of the committee as to the nominations that they wish to make.
- 2.5 The political balance for each Area Constituency Committee based upon 3 nominations to the Development Plan Committee, is as below:

ACC	Councillors in ACC	Proportionality based on the political make-up of the ACC (3 councillors)
Richmond (Yorks)	16	3 Conservative and Independents
Thirsk and Malton	15	2 Conservative and Independents and 1 NY Independent/Liberal Democrat and Liberal
Skipton and Ripon	15	2 Conservative and Independents and 1 Liberal Democrat and Liberal
Harrogate and Knaresborough	13	1 Conservative and Independents and 2 Liberal Democrat and Liberal
Scarborough and Whitby	15	1 Conservative and Independents, 1 Labour and 1 NY Independent/Unaffiliated
Selby and Ainsty	16	1 Conservative and Independents, 1 Labour and 1 NY Independent

3.0 IMPLICATIONS

- 3.1 There are no equalities, finance, legal or climate change implications arising from the recommendations in this report.

4.0 RECOMMENDATIONS

- 4.1 That the Area Constituency Committee nominates 3 members to the Development Plan Committee.

Barry Khan
Assistant Chief Executive, Legal and Democratic Services
County Hall
Northallerton
21 November 2023

Report Author:

Report Author:

Daniel Harry, Head of Democratic Services and Scrutiny, North Yorkshire Council
daniel.harry@northyorks.gov.uk

Background Documents:

The Constitution of the Council – [NYCConstitutionVersion2May2023.pdf \(northyorks.gov.uk\)](#)

Agenda and reports to the meeting of Council on 15 November 2023 (agenda item 8) - [Agenda for Full Council on Wednesday, 15th November, 2023, 10.30 am | North Yorkshire Council](#)

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

Scrutiny of Health Committee's Ongoing Scrutiny around Yorkshire Ambulance Service, Dentistry and GP Appointments.

The Committee continues its focus on the above areas and has frequent updates detailing the current picture and addressing any issues it sees. The Chair has quarterly meetings with Wendy Balmain, North Yorkshire Place Director, Humber and North Yorkshire Integrated Care Board where issues are raised and discussed accordingly. Any Member is invited to attend the Scrutiny of Health Committee and give input or speak to the Chair directly on any matter.

A summary of the most recent scrutiny is detailed below.

YAS - Presentation to Committee on 16 June 2023

The Scrutiny of Health Committee received a presentation from Yorkshire Ambulance Service from Jeevan Gill, System Partnership Director and Helen Edwards, Associate Director of Communications and Community Engagement. This covered a number of main points of which are summarised below:

- Recruitment
- Response times
- Hear and Treat
- Alternative approaches and support
- Control room recruitment
- Patient transport services
- Reducing delays
- Transport solutions
- Rotating paramedics
- Ambulance fleet increase
- Specific mental health vehicles
- New facilities in Scarborough
- Refurbishment of York control room

A discussion followed in which Members asked a number of questions, the link to the summary of this is below.

[Printed minutes 16th-Jun-2023 10.00 Scrutiny of Health Committee.pdf \(northyorks.gov.uk\)](#)

NHS Dentistry

The Government recently launched an enquiry into dentistry following a survey that revealed 90% of practices across the UK were not accepting new adult NHS patients. The Committee provided a submission to the Health and Social Care Committee, this was discussed at the meeting on 10th March 2023, and the link to our submission is below.

committees.parliament.uk/writtenevidence/117150/pdf/

The Committee submitted its evidence on 25th January and awaits the publication of the results.

Dentistry remains an issue across the County as well as overall and continues to be difficult to access due to varying factors:

- The national contract only requires a number of units of dental activity to be completed, and does not relate to the number of patients, however the commencement of dental reform may allow improved access
- Private practices do not have to provide NHS places

- Workforce shortages are having an adverse effect on accessibility and access to and provision of NHS dentistry
- Privatisation of dental practices.
- Issues can then have a knock-on effect on accident and emergency services, compounding further problems.

Care Quality Commission reports confirm that access to an NHS dentist has been an issue since long before the pandemic, but there are “clear signs” the problem has been compounded by Covid-19.

Area Constituency Committees can identify areas where provision is lacking and raise with the Chair of Scrutiny of Health who can liaise with the Executive Member & Department of Public Health. Outcomes identified can be communicated by letter to the Secretary of State &/or MP.

GP Services – Presentation to Committee on 16 June 2023

The Committee has been regularly updated with key data on access to GP’s from Wendy Balmain, North Yorkshire Place Director, Humber and North Yorkshire Integrated Care Board. Wendy continues to attend Scrutiny of Health Committee meetings.

The current situation suggests:

- Access is generally good through a variety of mediums such as online appointments/face to face appointments and access to other professionals
- There is a recognised shortage of General Practitioners
- Focus is on reducing any backlog around routine reviews
- Digital technology will continue to be promoted to improve access.

Area Constituency Committees can identify areas where provision is lacking and raise with the Chair of Scrutiny of Health who can liaise with the Executive Member.

The Committee received an update on Primary Care on 16 June 2023 from Wendy and colleagues which focussed on the current progress and the plans for the remainder of the year. This was extremely interesting and informative. A discussion followed where Members asked questions, the agenda with the presentation and the subsequent minutes can be viewed below:

[\(Public Pack\)Agenda Document for Scrutiny of Health Committee, 16/06/2023 10:00 \(northyorks.gov.uk\)](#)

[Printed minutes 16th-Jun-2023 10.00 Scrutiny of Health Committee.pdf \(northyorks.gov.uk\)](#)

Thirsk and Malton Area Constituency Committee Work Programme 2023/24

2pm on Friday 1 December 2023

Subject	Description
Attendance of local MP	Opportunity for MP Kevin Hollinrake to share his views on issues affecting the constituency area
Broadband status in the area	Update by Robert Ling
Northern Powergrid – enabling regional decarbonisation	Presentation by Lizzie Boyes, Local System Planning Engineer, Northern Powergrid
Pickering Rocks Festival	To inform Members of the purpose and role of the Safety Advisory Group (SAG) and the proposals for the new NYC Safety Advisory Group – Callum McKeon, Vikki Flowers and Robert Robinson
Levelling Up Fund Round 2 and 3 update	Thirsk and Malton Railway Stations – Graham North
Appointments to committees and outside bodies	Appointments to the Development Plan Committee – Daniel Harry
Update on local health service provision	Update on Scrutiny of Health Committee’s ongoing scrutiny around Yorkshire Ambulance Services, dentistry and GP services – for information only
Work programme	Review of future topics relevant to the constituency area

10am on 17 January 2024

Subject	Description
Budget briefing	Exempt item

2pm on Friday 22 March 2024

Subject	Description
Attendance of local MP	Opportunity for Kevin Hollinrake to share his views on issues affecting the constituency area
HGVs impact on villages	Speeding and disturbance across the Thirsk & Malton constituency – Richard Marr
Planning – review of the Area Constituency Planning Committee	The Scheme of Delegation and the role of the Thirsk & Malton ACC/how the ACC engages on Planning issues
North Yorkshire and York Local Nature Recovery Strategy (LNRS)	Progress report – Tim Johns, Senior Policy Officer
Annual education report produced by CYPS	
Work programme	Review of future topics relevant to the constituency area

Areas of work identified but not scheduled:

1. Community Safety matters - for the constituency area
2. Heritage and Natural Environment - Tourism and the promotion of local heritage and natural environment
3. Public Questions and Statements – Policy of Member Involvement

Dates and times of meeting 2023/24:

Friday 1 December 2023 at 2pm

Wednesday 17 January 2024 at 10am – Budget briefing

Friday 22 March 2024 at 2pm