

NORTH YORKSHIRE COUNTY COUNCIL

16 November 2022

REPORT OF EXECUTIVE

1.0 PURPOSE OF THE REPORT

- 1.1 To provide Council with details of reports received, decisions by the Executive and any subsequent recommendations to County Council since the last meeting of the County Council on 20 July 2022.

2.0 DETAILS OF THE MEETINGS

- 2.1 The following sections provide details of decisions made by the Executive and recommendations to the County Council since its last meeting on 20 July 2022. The meetings were held on the following dates: 19 July 2022; 23 August 2022 (Performance Monitoring); 6 September 2022; 20 September 2022; 18 October 2022 and 25 October 2022. A meeting of the Executive is scheduled for 8 November 2022 but this report was published before that meeting took place and so only details of the agenda items are included.

2.2 19 July 2022 Executive Meeting

The Executive Members met on Tuesday 19 July 2022. Attending the meeting were: County Councillor Carl Les in the Chair plus County Councillors Gareth Dadd, Derek Bastiman, David Chance, Keane Duncan, Michael Harrison, Simon Myers, Janet Sanderson and Greg White.

Apologies: County Councillor Annabel Wilkinson.

In attendance: County Councillor Paul Haslam.

Substantive agenda items were:

- North Yorkshire Investment Plan for the UK Shared Prosperity Fund
- Woodfield Community Primary School, Harrogate
- Council Tax Reduction Scheme
- Decision on whether to proceed with a Community Governance Review
- A59 Kex Gill Diversion Contract Award
- Response to Schools White Paper

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

[Agenda for Executive on Tuesday, 19th July, 2022](#)

2.3 23 August 2022 Executive (Performance Monitoring) Meeting

The Executive Members met on Tuesday 23 August 2022. Attending the meeting were: County Councillor Carl Les in the Chair plus County Councillors Gareth Dadd, Derek Bastiman, David Chance, Keane Duncan, Michael Harrison, Simon Myers, Janet Sanderson, Greg White and Annabel Wilkinson.

In attendance: County Councillors Karin Sedgwick, Barbara Brodigan, David Staveley, Andrew Lee, Caroline Dickinson, Paul Haslam and Tom Jones.

Substantive agenda items were:

- Q1 Performance Monitoring Report
- Q1 Budget Report
- Transport Works Act Order known as “The Network Rail (Church Fenton Level Crossing Reduction) Order”

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

[Agenda for Executive on Tuesday, 23rd August, 2022](#)

2.4 **6 September 2022 Executive Meeting**

The Executive Members met on Tuesday 6 September 2022. Attending the meeting were: County Councillor Carl Les in the Chair, plus County Councillors Gareth Dadd, Derek Bastiman, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: County Councillors Paul Haslam (remotely).

Apologies: County Councillors Michael Harrison, Simon Myers and Janet Sanderson.

Substantive agenda items were:

- North Yorkshire Council Flood Risk Management Strategy
- Agree the Devolution Deal and Commence Consultation

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

[Agenda for Executive on Tuesday, 6th September, 2022](#)

2.5 **20 September 2022 Executive Meeting**

The Executive Members met on Tuesday 20 September 2022. Attending the meeting were: County Councillor Carl Les in the Chair. plus County Councillors Gareth Dadd, Derek Bastiman, Michael Harrison, Simon Myers, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: County Councillors Caroline Dickinson, Paul Haslam, Steve Mason, David Noland and Yvonne Peacock.

Apology: County Councillor Janet Sanderson.

Substantive agenda items were:

- Consideration of Motions on Climate Change referred to the Executive at the meeting of the County Council on 20 July 2022
- Council Tax Premiums - Second Homes and Empty Properties
- Selby District Council Outsourced Services Model
- Review of Special Educational Needs and Disabilities Residential Provision - Brompton Hall School
- Proposal to add provision for Special Educational Needs in the form of Targeted Mainstream Provision at Caedmon College, Whitby
- SEN Capital - DfE Special School Wave

- Ukrainian Refugee (Education) Grant Distribution
- Changes to the County Council's Constitution for consideration to full Council
- Appointments to Committees and Outside Bodies

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

[Agenda for Executive on Tuesday, 20th September, 2022](#)

2.6 **18 October Executive Meeting**

The Executive Members met on Tuesday 18 October 2022. Attending the meeting were: County Councillor Carl Les in the Chair. plus County Councillors Gareth Dadd, Derek Bastiman, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: County Councillors Eric Broadbent and Paul Haslam.

Substantive agenda items were:

- Council Tax Reduction Scheme
- Council Tax Harmonisation
- Taxi Licensing Policy and Conditions

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

[Agenda for Executive on Tuesday, 18th October, 2022](#)

2.7 **25 October 2022 Executive Meeting**

The Executive Members met on Tuesday 25 October 2022. Attending the meeting were: Carl Les in the Chair. plus County Councillors Gareth Dadd, Derek Bastiman, Michael Harrison, Simon Myers, Janet Sanderson, David Chance, Keane Duncan, Greg White and Annabel Wilkinson.

In attendance: County Councillors Paul Haslam, Bob Packham and Steve Shaw-Wright.

Substantive agenda items were:

- Woodfield Community Primary School, Harrogate
- Grant of new Leases to Community Libraries
- Discretionary Council Tax Relief – Section 13A Policy
- The UK Shared Prosperity Fund Delivery Framework
- Director of Public Health Annual Report – Learning from Covid 19
- Section 24 Consent for the Sale of a Former Indoor Swimming Pool site in Scarborough (confidential item) – Item removed from the agenda as a decision was made no longer required
- Section 24 Consent for the Appointment of Preferred Contractor for Harrogate Convention Centre Redevelopment Project (confidential item)

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

[Agenda for Executive on Tuesday, 25th October, 2022](#)

2.8 **8 November 2022 Executive Meeting**

The Executive Members met on Tuesday 8 November 2022.

Substantive agenda items were:

- Fees and Charges Policy and approach to establishing charges for the new Council, including proposed inflationary uplift(s) for the 23/24 financial year to support budgeting and medium term financial planning
- North Yorkshire Council Branding
- Electric Vehicle Rollout Strategy
- Double Devolution – Process for the consideration of identifying pilot town/parish councils
- Report on progress since the publication of the report of the North Yorkshire Rural Commission in July 2021
- Review of Special Educational Needs and Disabilities Provision
- Area Constituency Committee Feedback
- Appointments to Outside Bodies

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

[Agenda for Executive on Tuesday, 8th November, 2022](#)

3.0 MATTERS FOR APPROVAL/INFORMATION AT COUNTY COUNCIL

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

3.2 Q1 Budget Report

This item was considered at the meeting of Executive on 23 August 2022, where the Executive recommended to County Council on 16 November 2022 that it approves the revised Prudential Indicators for the period 2022/23 to 2024/25 as set out in Appendix A to the report.

Link to report - [Finance Report.pdf](#) (pages 178-186 of the public report pack)

RECOMMENDATION:

That the revised Prudential Indicators for the period 2022/23 to 2024/25 as set out in Appendix A to the report be approved.

3.3 North Yorkshire Council Flood Risk Management Strategy

This item was considered at the meeting of Executive on 6 September 2022, where the Executive recommended to County Council on 16 November 2022 that the Local Flood Risk Management Strategy be approved and adopted.

Link to report - [North Yorkshire Local Flood Risk Management Strategy](#)

Links to Appendices:

[Appendix A - Draft Strategy.pdf](#)

[Appendix B - Consultation on NYFRM Strategy.pdf](#)

[Appendix C - Equality Impact Assessment](#)

[Appendix D - Climate Change Impact Assessment](#)

RECOMMENDATION:

That the Local Flood Risk Management Strategy be approved and adopted.

3.4 Council Tax Premiums on Second Homes and Empty Properties

This item was considered at the meeting of Executive on 20 September 2022, where the Executive recommended to County Council on 16 November 2022 that additional Council Tax premiums be applied from 1 April 2024 subject to the required legislation being in place.

Link to report - [Council Tax Second Home Premiums.pdf](#)

RECOMMENDATION:

That, in principle, the following additional Council Tax premiums be applied from 1 April 2024, subject to the required legislation being in place:

- 100% premium for properties which have been empty and unfurnished for a period of between 1 and 2 years;
- 100% premium for second homes

be approved.

3.5 Changes to the County Council's Constitution for recommendation to full Council

This item was considered at the meeting of Executive on 20 September 2022, where the Executive recommended to County Council on 16 November 2022 that the proposed changes as detailed in the report be approved.

Link to report - [Changes to the County Council's Constitution for recommendation to full Council](#)

Links to Appendices:

Appendix 1 - [\(DRAFT\) Code of Conduct for Members of North Yorkshire County Council](#)

Appendix 2 - [Consequential amendments to Constitution re new Code](#)

Appendix 3 - [Consequential amendments to the Constitution re second transitional period](#)

Appendix 4 - [Amendments Chart](#)

Appendix 5 - [Proposed amendments re Pensions matters](#)

RECOMMENDATION:

That:

- i. The consequential amendments to the Constitution in respect of the new Members' Code of Conduct as set out in the report and Appendix 2 of the report made by the Assistant Chief Executive (Legal and Democratic Services) and Monitoring Officer under his specific delegated powers be noted.
- ii. The consequential amendments to the Constitution in respect of the local government reorganisation transitional arrangements and Structural Changes Order as set out in this report and Appendix 3 of the report, made by the Assistant Chief Executive (Legal and Democratic Services) under his specific delegated powers, be noted.
- iii. The changes to the Constitution set out in Appendix 4 of the report, made by the Assistant Chief Executive (Legal and Democratic Services) under his general delegated powers, be noted.
- iv. The proposed amendments to the Pension Fund Committee Delegated Powers and to the Specific Delegations to the Corporate Director Strategic Resources as set out in Appendix 5 of the report, be approved.
- v. The proposed amendments to the Constitution set out in paragraph 7.4 of the report to reflect the Channel Panel arrangements, be approved.

3.6 Appointment to Committees and Outside Bodies

This item has been included in the separate and stand-alone report on Appointments later in the agenda for this Council meeting.

3.7 Recommendations regarding Motions on Climate Change

This item has been included in the separate and stand-alone report later on in the agenda for this Council meeting.

3.8 Council Tax Reduction Scheme

This item was considered at the meeting of Executive on 18 October 2022, where the Executive recommended to County Council on 16 November 2022 that the Council approves the new, income banded/grid Council Tax Reduction Scheme for working age applicants with effect from 1 April 2023, referred to in Sections 5 and 6 of the report.

Link to report - [Council Tax Reduction Scheme Report.pdf](#)

RECOMMENDATION:

That the new, income banded/grid Council Tax Reduction Scheme for working age applicants with effect from 1 April 2023 as set out within sections 5 and 6 of the report be approved.

3.9 Council Tax Harmonisation

This item was considered at the meeting of Executive on 18 October 2022, where the Executive recommended to County Council on 16 November 2022 that the recommendations of the Council Tax Harmonisation Working Group as detailed in the

report.

Link to report - [Council Tax Harmonisation](#)

RECOMMENDATION:

That the following be agreed in principle subject to the outcome of the public consultation:

- (i) the Council Tax levels for the North Yorkshire Council be harmonised over a two year period, commencing in the financial year commencing 1 April 2023;
- (ii) the weighted average Council Tax level be maintained for Council Tax harmonisation purposes and that harmonisation be applied on a straight-line basis over the two-year period.

3.10 Discretionary Council Tax Relief – Section 13A Policy

This item was considered at the meeting of Executive on 25 October 2022, where the Executive recommended to County Council on 16 November 2022 that it approves the implementation of the S13A(1)(C) policy, as set out in Appendix A to the report with effect from 1 April 2023.

Link to report - [Discretionary Tax Relief](#)

RECOMMENDATION:

That the implementation of the S13A(1)(C) policy, as attached in Appendix A to the report, be implemented.

County Councillor Carl Les
Leader

North Yorkshire County Council
County Hall
Northallerton

8 November 2022