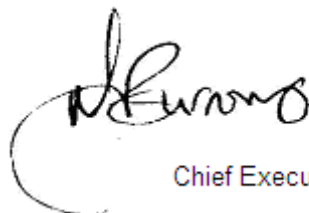


SUMMONS TO COUNCIL

date Thursday, 15 May 2014
commencing at 10:30

venue County Hall, West Bridgford,
Nottingham

You are hereby requested to attend the above Meeting to be held at the time/place and on the date mentioned above for the purpose of transacting the business on the Agenda as under.



Chief Executive

- 1 Election of Chairman
- 2 Election of Vice-Chairman
- 3 Minutes of the last meeting held on 27 March 2014 7 - 26
- 4 Apologies for Absence
- 5 Declarations of Interests by Members and Officers:- (see note below)
(a) Disclosable Pecuniary Interests
(b) Private Interests (pecuniary and non-pecuniary)
- 6 Recognition of Members and Officers of Groups 27 - 30
- 7 Chairman's Business
(a) Presentation of Awards/Certificates (if any)
- 8a Presentation of Petitions (if any) (see note 5 below)

8b	Petitions Responses Report from Transport & Highways Committee	31 - 36
9	Questions	
	a) Questions to Nottinghamshire and City of Nottingham Fire Authority	
	b) Questions to Committee Chairmen	
10	Clarification of Committee Meeting Minutes published since the last meeting	37 - 38
11	Appointment of Committees	39 - 48
12	Amendments to the Council's Constitution	49 - 58
13	NOTICE OF MOTION	

MOTION ONE

"This Council believes that residents along the NET Phase 2 tram route in the Divisions of Beeston North, Beeston South and Attenborough and Chilwell and Toton, should receive compensation for the inconvenience, disruption, loss of amenity, damage to property, noise and pollution caused by the works being undertaken on behalf of NET.

This council calls upon the City Council and NET to begin talks with this council in bringing about an equitable financial compensation package for affected residents."

Councillor Steve Carr Councillor Richard Jackson

MOTION TWO

"This Council:-

- a) Regrets turning down applications for compensation from businesses close to the tram route which were not covered by the original financial assistance package for traders, but whose owners were led to expect compensation by the announcement recently made by the Council Leader in the Nottingham Post;
- b) Supports the principle that the original financial assistance package should be extended to all businesses that have suffered demonstrable losses due to NET Phase Two;
- c) Agrees to urgently review its decision to refuse compensation made after the visit to Beeston and Chilwell by Councillors Rhodes, Greaves and Calvert;
- d) Will work with partners to put appropriate compensation funding in place."

Councillor Councillor Councillor
Richard Jackson Steve Carr Dr John Doddy

MOTION THREE

"This Council:-

- a) Agrees that business cases for any closures or significant reductions to Nottinghamshire County Council adult and children's social care & health services and facilities should be referred to the Health & Wellbeing Board prior to the Council making a final decision, in order that key leaders in the health and care system can consider the proposals and comment;
- b) Recognises that such a procedure would improve scrutiny of the business cases and could provide an opportunity for the Health & Wellbeing Board to suggest ways in which closures or reductions could be mitigated or avoided."

Councillor Dr John Doddy

Councillor Stuart Wallace

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ADJOURNMENT DEBATE

(if any)

NOTES:-

(A) For Councillors

- (1) Members will be informed of the date and time of their Group meeting for Council by their Group Researcher.
- (2) The Chairman has agreed that the Council will adjourn for lunch at their discretion.
- (3) (a) Persons making a declaration of interest should have regard to the Code of Conduct and the Procedure Rules for Meetings of the Full Council. Those declaring must indicate whether their interest is disclosable pecuniary interest or a private interest and the reasons for the declaration.

(b) Any member or officer who declares a disclosable pecuniary interest in an item must withdraw from the meeting during discussion and voting upon it, unless a dispensation has been granted. Members or officers requiring clarification on whether to make a declaration of interest are invited to contact the Monitoring Officer or Democratic Services prior to the meeting.

(c) Declarations of interest will be recorded and included in the minutes of this meeting and it is therefore important that clear details are given by members and others in turn, to enable the Team Manager, Democratic Services to record accurate information.
- (4) Members are reminded that these papers may be recycled. Appropriate containers are located in the respective secretariats.
- (5) Members are reminded that petitions can be presented from their seat with a 1 minute time limit set on introducing the petition.
- (6) Members attention is drawn to the questions put to the Chairman of Culture Committee, the Chairman of Environment and Sustainability Committee, the Chairman of Public Health Committee and the Chairman of Transport and Highways Committee under paragraph 39 of the Procedure Rules, and the answers which are included at the back of the Council book.

(B) For Members of the Public

- (1) Members of the public wishing to inspect "Background Papers" referred to in the reports on the agenda or Schedule 12A of the Local Government Act should contact:

Customer Services Centre 0300 500 80 80

- (2) The papers enclosed with this agenda are available in large print if required. Copies can be requested by contacting the Customer Services Centre on 0300 500 80 80. Certain documents (for example appendices and plans to reports) may not be available electronically. Hard copies can be requested from the above contact.
- (3) This agenda and its associated reports are available to view online via an online calendar -

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- (4) Members are reminded that these papers may be recycled. Appropriate containers are located in the respective secretariats.
- (5) Members are given an opportunity to speak for three minutes on any particular issue which relates to matters relevant to their constituencies or any particular issues arising in their electoral division. This would be an opportunity simply to air these issues in Council meeting. It would not give rise to a debate on the issues or a question or answer session
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- (3) This agenda and its associated reports are available to view online via an online calendar - <http://www.nottinghamshire.gov.uk/dms/Meetings.aspx>



Nottinghamshire County Council

Meeting COUNTY COUNCIL

Date Thursday, 27th March 2014 (10.30 am – 4.35 pm)

Membership

Persons absent are marked with 'A'

COUNCILLORS

John Allin (Chairman)

Pauline Allan (Vice-Chairman)

	Reg Adair		Darren Langton
	Roy Allan		Bruce Laughton
	Chris Barnfather		Keith Longdon
	Alan Bell	A	Rachel Madden
	Joyce Bosnjak		Diana Meale
	Nicki Brooks		John Ogle
	Andrew Brown		Philip Owen
	Richard Butler		Michael Payne
	Steve Calvert		John Peck JP
	Ian Campbell		Sheila Place
	Steve Carr		Liz Plant
	Steve Carroll		Darrell Pulk
	John Clarke		Alan Rhodes
A	John Cottee	A	Ken Rigby
	Jim Creamer		Tony Roberts MBE
	Mrs Kay Cutts MBE		Mrs Sue Saddington
	Maureen Dobson		Andy Sissons
	Dr John Doddy		Pam Skelding
	Boyd Elliott		Stella Smedley MBE JP
	Sybil Fielding		Martin Suthers OBE
	Kate Foale		Parry Tsimbirdis
	Stephen Garner		Gail Turner
	Glynn Gilfoyle		Keith Walker
	Kevin Greaves		Stuart Wallace
	Alice Grice		Muriel Weisz
	John Handley		Gordon Wheeler
	Colleen Harwood		John Wilkinson
	Stan Heptinstall MBE		Jacky Williams
	Tom Hollis		John Willmott
	Richard Jackson	A	Yvonne Woodhead
	Roger Jackson		Liz Yates
	David Kirkham		Jason Zadrozny
	John Knight		

HONORARY ALDERMEN

Martin Brandon-Bravo OBE
John Carter

OFFICERS IN ATTENDANCE

Mick Burrows	(Chief Executive)
Jayne Francis–Ward	(Policy, Planning and Corporate Services)
Chris Kenny	(Adult Social Care, Health & Public Protection)
Jon Wilson	(Adult Social Care, Health & Public Protection)
Derek Higton	(Children, Families and Cultural Services)
Anthony May	(Children, Families and Cultural Services)
John Slater	(Children, Families and Cultural Services)
Sara Allmond	(Policy, Planning and Corporate Services)
Carl Bilbey	(Policy, Planning and Corporate Services)
Martin Done	(Policy, Planning and Corporate Services)
Keith Ford	(Policy, Planning and Corporate Services)
Catherine Munro	(Policy, Planning and Corporate Services)
Paul Simpson	(Policy, Planning and Corporate Services)
Anna Vincent	(Policy, Planning and Corporate Services)
Michelle Welsh	(Policy, Planning and Corporate Services)

OPENING PRAYER

Upon the Council convening, prayers were led by the Chairman's Chaplain.

1. MINUTES

RESOLVED: 2014/013

That the Minutes of the last meeting of the County Council held on 27th February 2014 be agreed as a true record and signed by the Chairman.

2. APOLOGIES FOR ABSENCE

Apologies for absence were received from:-

Councillor John Cottee (other County Council business)
Councillor Rachel Madden (medical/illness)
Councillor Ken Rigby (other reasons)
Councillor Yvonne Woodhead (medical/illness)

Councillor Dobson submitted her apologies as she needed to leave the meeting early to attend a funeral.

3. DECLARATIONS OF INTEREST

There were no declarations of interest

4. CHAIRMAN'S BUSINESS

Book presentation

Councillor Stan Heptinstall MBE presented the Chairman with a copy of 'Remembering the People of Bramcote' by the Bramcote History Group which he had supported the production of via his Councillor's Divisional Fund.

5. CONSTITUENCY ISSUES

Set out in Appendix A to these minutes is a full note of the issues discussed by Councillors as follows:-

Councillor Jason Zadrozny - regarding resurfacing work on Dalestorth Road

Councillor Tom Hollis – regarding road safety on Alfreton Road

Councillor Gordon Wheeler- regarding tram work issues in his division

Councillor Andy Sissons – regarding various constituency issues

6. PRESENTATION OF PETITIONS

The following petition was presented to the Chairman as indicated below:-

- (1) Councillor Stuart Wallace regarding residential parking on Earp Avenue in Newark

RESOLVED: 2014/014

That the petition be referred to the appropriate Committee for consideration in accordance with the Procedure Rules, with a report being brought back to Council in due course

7. QUESTIONS

(a) QUESTIONS TO NOTTINGHAMSHIRE AND CITY OF NOTTINGHAM FIRE AUTHORITY

No questions were received

(b) QUESTIONS TO COMMITTEE CHAIRMEN

Eleven questions had been received as follows:-

- (1) from Councillor Reg Adair about the increase in Council Tax (Councillor Alan Rhodes replied).
- (2) from Councillor Jason Zadrozny regarding celebrating 800 years since the signing of the Magna Carta. Councillor Zadrozny withdrew the question at the meeting.
- (3) from Councillor Jason Zadrozny asking for a guarantee of no library closures. Councillor Zadrozny withdrew the question at the meeting.
- (4) from Councillor Tom Hollis regarding funding to Framework. Councillor Hollis withdrew the question at the meeting.
- (5) from Councillor Jason Zadrozny concerning additional funding for road repairs. Councillor Zadrozny withdrew the question at the meeting.
- (6) from Councillor Steve Carr about additional funding for road repairs. Councillor Carr withdrew the question at the meeting.
- (7) from Councillor Steve Carr about emergency fund for those affected by the tram works. Councillor Carr withdrew the question at the meeting.
- (8) from Councillor Steve Carr requesting that the NCT 14 bus route be subsidised for 12 months. Councillor Carr withdrew the question at the meeting.
- (9) from Councillor Richard Butler concerning allocation of Supporting Local Communities funding. Councillor Butler withdrew the question at the meeting.
- (10) from Councillor Jason Zadrozny regarding transport of commissioner responsibilities. Councillor Zadrozny withdrew the question at the meeting.
- (11) from Councillor Jason Zadrozny concerning the funding of CAMHS in Nottinghamshire (Councillor Joyce Bosnjak replied).

The full responses to these questions are set out in Appendix B to these Minutes

Councillor Stella Smedley MBE JP arrived at the meeting during question one.

Following completion of question one, Councillor Steve Carr moved the following motion which was seconded by Councillor Mrs Kay Cutts MBE:-

“That Standing Order 32 regarding the time limit of one hour for questions be suspended for the duration of the meeting to suspend the one hour time limit for questions.”

The motion was put to the meeting and after a show of hands the Chairman declared that it was lost.

The requisite number of Members requested a recorded vote and it was ascertained that the following 29 Members voted '**For**' the motion:-

Reg Adair	Keith Longdon
Chris Barnfather	John Ogle
Andrew Brown	Philip Owen
Richard Butler	Tony Roberts MBE
Steve Carr	Mrs Sue Saddington
Mrs Kay Cutts MBE	Andy Sissons
Dr John Doddy	Martin Suthers OBE
Boyd Elliott	Gail Turner
Stephen Garner	Keith Walker
John Handley	Stuart Wallace
Stan Heptinstall MBE	Gordon Wheeler
Tom Hollis	Jacky Williams
Richard Jackson	Liz Yates
Roger Jackson	Jason Zadrozny
Bruce Laughton	

The following 33 Members voted '**Against**' the motion:-

Pauline Allan	David Kirkham
Roy Allan	John Knight
John Allin	Darren Langton
Alan Bell	Diana Meale
Joyce Bosnjak	Michael Payne
Nicki Brooks	John Peck JP
Steve Calvert	Sheila Place
Ian Campbell	Liz Plant
Steve Carroll	Darrell Pulk
John Clarke	Alan Rhodes
Jim Creamer	Pamela Skelding
Sybil Fielding	Stella Smedley MBE JP
Kate Foale	Parry Tsimbiridis
Glynn Gilfoyle	Muriel Wwisz
Kevin Greaves	John Wilkinson
Alice Grice	John Wilmott
Colleen Harwood	

Councillor Maureen Dobson '**Abstained**' from the vote.

The Chairman declared that the motion was lost.

The meeting was adjourned from 11.51 am to 12.02 pm after question one had been completed to enable the Monitoring Officer to provide advice regarding withdrawing questions at the meeting.

8. CLARIFICATION OF MINUTES

The report provided Members with the opportunity to raise any matters of clarification in the Minutes of Committee meetings published since the last meeting.

9. AMENDMENTS TO THE COUNCIL'S CONSTITUTION

Councillor Alan Rhodes introduced the report and moved a motion in terms of resolution 2014/015 below.

The motion was seconded by Councillor Joyce Bosnjak.

Councillor Mrs Kay Cutts MBE moved the following amendment which was seconded by Councillor Martin Suthers OBE:-

“That the proposition that a Councillors absence from meetings of more than 10 minutes should be recorded be amended to provide for 30 minutes instead of 10.”

Councillor Alan Rhodes as mover of the motion accepted the amendment to the motion.

The motion as amended was put to the vote and after a show of hands the Chairman declared that it was carried.

The requisite number of Members requested a recorded vote and it was ascertained that the following 55 Members voted '**For**' the motion:-

Reg Adair
Pauline Allan
Roy Allan
John Allin
Chris Barnfather
Alan Bell
Joyce Bosnjak
Nicki Brooks
Andrew Brown
Richard Butler
Steve Calvert
Ian Campbell
Steve Carroll
John Clarke
Jim Creamer
Mrs Kay Cutts MBE

Dr John Doddy
Boyd Elliott
Sybil Fielding
Kate Foale
Stephen Garner
Glynn Gilfoyle
Kevin Greaves
Alice Grice
John Handley
Colleen Harwood
Richard Jackson
Roger Jackson
David Kirkham
John Knight
Darren Langton
Bruce Laughton

Diana Meale
John Ogle
Philip Owen
Michael Payne
John Peck JP
Sheila Place
Liz Plant
Darrell Pulk
Alan Rhodes
Tony Roberts MBE
Mrs Sue Saddington
Andy Sissons

Pamela Skelding
Martin Suthers OBE
Parry Tsimbirdis
Gail Turner
Keith Walker
Stuart Wallace
Muriel Weisz
Gordon Wheeler
John Wilkinson
John Wilmott
Liz Yates

The following 6 Members voted '**Against**' the motion:-

Steve Carr
Stan Heptinstall MBE
Tom Hollis

Keith Longdon
Jacky Williams
Jason Zadrozny

There were no abstentions.

The Chairman declared the motion as amended carried and it was:-

RESOLVED: 2014/015

- (1) That the Procedure Rules for meetings of Full Council be amended as set out in Appendix 1 of the report;
- (2) That the terms of reference for the Health and Wellbeing Board be amended as set out in Appendix 2 of the report;
- (3) That Part Three of the Constitution, Transparency – Access to Information and Meetings be amended, as set out in Appendix 3 of the report.

Council was adjourned from 12.45pm to 1.45pm during consideration of this item. Councillor Stella Smedley MBE JP did not return after the adjournment.

10. APPROVAL OF THE ADULT SOCIAL CARE STRATEGY

Councillor Muriel Weisz introduced the report and moved a motion in terms of resolution 2014/016 below.

The motion was seconded by Councillor Joyce Bosnjak.

RESOLVED: 2014/016

That the introduction and implementation of the Adult Social Care Strategy be approved.

11. NOTTINGHAMSHIRE COUNTY COUNCIL PAY POLICY STATEMENT 2014-2015

Councillor Alan Rhodes introduced the report and moved a motion in terms of resolution 2014/017 below.

The motion was seconded by Councillor Joyce Bosnjak.

Councillor Liz Yates moved an amendment which was ruled invalid by the Monitoring Officer.

RESOLVED: 2014/017

That the Pay Policy Statement which sets out the Council's existing policies, procedures and terms and conditions of employment for all staff for publication on the Council's website by 1st April 2014 be approved, as appended to the report.

Councillor Stella Smedley MBE JP returned to the meeting during consideration of this item. Councillor Tom Hollis left the meeting during consideration of this item.

12. NOTICE OF MOTION

A motion as set out below was moved by Councillor Bruce Laughton and seconded by Councillor Roger Jackson:-

"In light of the flooding events that have occurred both in Nottinghamshire and elsewhere in the country, damaging many homes and businesses, this Council:-

- a) Calls on the Environment Agency to fulfil its duty to properly dredge and maintain our main rivers wherever appropriate throughout Nottinghamshire;
- b) Calls on all relevant public bodies to provide more support for local voluntary organisations which are tackling many of the issues arising from flooding;
- c) Calls on DEFRA to fast-track the already delayed implementation of Sustainable Urban Drainage Systems (SuDS) to allow the power vested in the Nottinghamshire Flood Risk Management Board to be exercised;
- d) Calls for an extension in the powers and geographical areas of influence for Internal Drainage Boards (in relation to the Land Drainage Act 1991) to improve the overall condition of our waterways and hold riparian owners fully to account;
- e) Calls on planning authorities to lobby for the appropriate legal powers to only accept planning applications within the flood plain in exceptional cases where detailed mitigation measures are in place;

f) Commits as the Lead Local Flood Authority (LLFA) to be more proactive, rather than reactive, in implementing its responsibilities under the Flood & Water Management Act 2010.”

The following amendment to the motion was moved by Councillor Steve Calvert and seconded by Councillor Alice Grice:-

“In light of the flooding events that have occurred both in Nottinghamshire and elsewhere in the country, damaging many homes and businesses, this Council:-

a) Calls on the Environment Agency to continue to fulfil its duty to properly dredge and maintain our main rivers wherever appropriate and suitable, bearing in mind all factors, throughout Nottinghamshire;

b) Congratulates all relevant public bodies who have provided support for local voluntary organisations which are tackling many of the issues arising from flooding;

c) Welcomes the recent announcement that the Department for Environment, Food and Rural Affairs (DEFRA) is to fast-track the already delayed implementation of Sustainable Urban Drainage Systems (SuDS) to allow the power vested in the Nottinghamshire Flood Risk Management Board to be exercised;

d) Calls for the County Council’s Flood Risk Management Strategy to consider whether an extension in the powers and geographical areas of influence for Internal Drainage Boards (in relation to the Land Drainage Act 1991) to improve the overall condition of our waterways and hold riparian owners fully to account, is the best strategy for Nottinghamshire;

e) Continues to work in partnership with Local Planning Authorities (LPAs) to ensure flood risk issues are fully considered when determining planning applications and the formulation of Local Plans;

f) Recognises the proactive approach taken in reducing flood risk and supporting communities in Nottinghamshire in its role as the Lead Local Flood Authority.”

Councillor Bruce Laughton as mover of the original motion accepted the change to the motion with the following addition to paragraph d – “... hold riparian owners fully to account is the best strategy for Nottinghamshire **in the interest of openness and transparency**;

The motion as amended was put to the meeting and after a show of hands the Chairman declared it was carried.

RESOLVED 2014/018

In light of the flooding events that have occurred both in Nottinghamshire and elsewhere in the country, damaging many homes and businesses, this Council:-

- a) Calls on the Environment Agency to continue to fulfil its duty to properly dredge and maintain our main rivers wherever appropriate and suitable, bearing in mind all factors, throughout Nottinghamshire;
- b) Congratulates all relevant public bodies who have provided support for local voluntary organisations which are tackling many of the issues arising from flooding;
- c) Welcomes the recent announcement that the Department for Environment, Food and Rural Affairs (DEFRA) is to fast-track the already delayed implementation of Sustainable Urban Drainage Systems (SuDS) to allow the power vested in the Nottinghamshire Flood Risk Management Board to be exercised;
- d) Calls for the County Council's Flood Risk Management Strategy to consider whether an extension in the powers and geographical areas of influence for Internal Drainage Boards (in relation to the Land Drainage Act 1991) to improve the overall condition of our waterways and hold riparian owners fully to account, is the best strategy for Nottinghamshire in the interest of openness and transparency;
- e) Continues to work in partnership with Local Planning Authorities (LPAs) to ensure flood risk issues are fully considered when determining planning applications and the formulation of Local Plans;
- f) Recognises the proactive approach taken in reducing flood risk and supporting communities in Nottinghamshire in its role as the Lead Local Flood Authority.

The meeting was adjourned from 3.15 pm to 3.23 pm

During consideration of this item, Councillor Tom Hollis returned to the meeting. Councillor Steve Carr left the meeting at 3.23pm and did not return, Councillor Stan Heptinstall MBE left the meeting at 3.31pm and did not return and Councillor Stella Smedley MBE JP left the meeting at 3.46pm and did not return.

13. ADJOURNMENT DEBATE

None

The Chairman declared the meeting closed at 4.35 pm.

CHAIRMAN

APPENDIX A

COUNTY COUNCIL MEETING HELD ON 27th March 2014

3 MINUTE SPEECHES

Councillor Jason Zadrozny

“Certain members may recall ‘Points of View’; a TV show which some of us watched on a Sunday evening and you inevitably got a letter that said “disappointed of Milton Keynes” or such and I stand here today “disappointed of Sutton-in-Ashfield”.

Just last week it was seven years since I was elected to the County Council and for those seven years I've fought pretty hard to make sure that we have a fair distribution of funding into infrastructure and roads and pavements. I am always very pleased when I get roads resurfaced and I know that many of us are having this pebbledashing which is an interim measure, but when roads are properly resurfaced I think it attracts investment. It shows we are proud of our area and it serves the people very well who pay their taxes and deserve basic good infrastructure.

So I was delighted on 1st November when after almost seven years of campaigning, Dalestorth Road in my division finally was resurfaced, only to discover this week that it has now been dug up again. It reminded me somewhat of the advert where “if Carlsberg did road resurfacing”, it would be one of the best road resurfacing. They would lay the cables and the pipes and everything else at the same time, perhaps they would bury a body or two; that's not happened in Sutton North and I recall Councillor Saddington's Scrutiny panel did a significant amount of work on how the County Council could have a much more joined up approach with Utility companies so that they wouldn't be digging up our roads.

Dalestorth Road is being dug up from one end to the other by Severn Trent Water. The entirety of it which we have just paid to resurface - 147 days ago we finished resurfacing it and it's now being dug up. Residents are coming to me as the first port of call of the Council to say “What on earth's happening? Why have we not got that relationship with them?” I've looked through the closures, this is not emergency work, its scheduled maintenance work which the County Council's aware of.

So I plead to raise this issue that money's tight – we all appreciate that, but we all want more work to be done. So if the work's going to be done, let's make sure it lasts. This work won't last now, it's going to be patched and I just think it's a terrible, terrible shame and when very recently we have had and I know we might talk about it on Questions. Very recently coroner's reports in other parts of the country have reported that potholes are now a cause of fatality, I think we need to be sure that those basic services are got right first time Mr Chairman.”

Councillor Tom Hollis

“As many members will be aware; I have stood up many times in this chamber to talk about road safety. I am making this speech today to address the major concerns I have over the speeding along Alfreton Road. Members who know the area will be aware Alfreton Road is very close to Junction 28 of the M1 and directly adjoins the A38, which is the main ‘A’ road through Sutton. Indeed Alfreton Road used to be part of the original A38. Many drivers are now using Alfreton Road as an extension to the M1 and A38 and now, more so than ever, excessive speeding is a major issue.

Alfreton Road is a family area with many young families, and also situated on Alfreton Road is Mapplewells Primary School. Now the planning inspector has expressed his major concerns over Ashfield Council’s local plan, which will be leading to many more roads adjoining Alfreton Road leading to a massive increase in traffic problems.

Many members will recall that my predecessor Councillor Asbury secured funding for a zebra crossing outside the local Mapplewells Primary school. The County Council carried out average speed checks in preparation for the installation; the installation was rejected as the average speed was a fraction lower than the requirement. My point is that though the average speed fell just short, those driving above average and dangerously are still a significant number as the volume of traffic using this road is extremely high. Further, to accommodate the proposed development the County Council’s Highways Department have outlined plans to create a third lane along the road which could only aid speeding traffic and make the road more dangerous.

Many residents are asking why someone has to die before action is taken. At a recent local meeting Councillor Kirkham said this had to be the case, as finances are so tight. So what is the price of somebody’s life? And where is the money secured by Councillor Asbury for this area?

It is worth bearing in mind that Nottinghamshire Police have prioritised Sutton West as their number one problem spot for speeding traffic in North Ashfield. If it is the priority of the elected member to solve this issue, the priority of the police and most importantly the priority of local families then why is it being swept under the carpet by this administration?”

Councillor Gordon Wheeler

“I want to set the scene by saying that what I am about to talk about, which is the roads within my division, is not the decision of Nottinghamshire County Council officers. I would really like to make that clear before I begin.

Chairman, I have through petitions and constituency speeches drawn attention to Council of the dreadful state of roads in Compton Acres. This, Mr Chairman, is a direct result of heavy traffic being diverted here when part of Wilford Lane was closed for four months in late 2013 to accommodate the inflexible, unwanted, expensive tram extensions.

On a slightly lighter note, Mr Chairman Members will recall that on Monday this week, trams were grounded because of frost and overhead cables. Guess what? Good old fashioned buses came to the rescue until the sun defrosted the frost.

Against the background of savage cuts that have been made by this Council, even the vulnerable members of this community have not been spared. It is an absolute nonsense that this Council Mr Chairman, should pay for road repairs when it was NET's folly that caused the damage.

In a conversation with Councillor Greaves on the 24th February, I was assured that NET would be paying for the resurfacing. He said he would drop me an email confirming this. The same day I emailed Chris Charnley and copied in Councillor Greaves asking for email confirmation so that I could advise my residents of the good news. Again on the same day, constituents provided Nottinghamshire County Council officers including Chris Charnley with a CD/video of pictures highlighting the problems of our roads. Regrettably Mr Chairman, today there has been no response. I am more than happy, Councillor Greaves, if you so wish to forward the chain of emails to you once again.

The trams Mr Chairman, I am unreliably informed will be with us by the end of this year. I have been liaising with Nottinghamshire County Council officers regarding the probability of our roads being used as mega car parks. Although I have agreed with officers on residential parking schemes were premature at this stage Mr Chairman, my concern is that if there is a need for these measures, the cost will be met by this Council - this is totally mad. I would once again ask Councillor Graves to take a personal interest in these matters. Failing to do so will cost this Council a great deal of money."

Councillor Andy Sissons

"I would like to make you aware of the feelings of constituents of South Mansfield, particularly in the Newgate ward where some of my fellow residents feel that they are living in a forgotten quarter. Fortunately lighter nights are approaching but constant complaints that both myself and Councillor Garner have received concern street lighting.

Councillor Garner submitted a comprehensive list of faulty lights within our division on 9th January and although we were assured that lights are attended to as soon as possible, many of these lights were still out when Councillor Garner had to resubmit his list on 9th February. One light of particular concern constantly referred to in my community is number 10 on Newgate Lane. The lamp is causing people to fear for their safety as it is only yards from the end of a dark lane, a small car park and bushes and shrubbery providing potential hiding places for muggers in an area frequented by drug users. Even adult males have told me that they are wary of passing this point after dark. What is most annoying is the fact that this particular light was cut off down to 3 feet high last August because of extensive corrosion. We were assured that this lamp would be replaced before Christmas 2013 but we are still waiting.

Another issue is a complaint I passed on from a gentleman about overhanging vegetation on Newgate Lane. I contacted Highways with details and received an email from officers telling me that 'this minor obstruction had been dealt with' and photos were

attached to this email showing it had clearly not been dealt with. What made it particularly significant to myself was that I have fallen foul of this vegetation as it overhangs a very narrow part of the footpath. Buses drive right up to the pavement to straddle traffic calming humps and I sidestep to avoid being hit by a bus wing mirror only to get branches in my face.

Obviously with present financial constraints I would not send officers on a fool's errand, but the email I received seemed to imply just that.

On Monday this week I spoke to Andy Warrington about potholes on Gladstone Street, Belper Way, off Newgate Lane and received a prompt email, I must say at 3:30, letting me know that an inspection would be made. At 10:53 Tuesday morning I was sent an email alerting me that 'an enhanced inspection was carried out and no actionable defects were found' but then, just 24 minutes later, one was sent saying 'an officer has made some minor on-the-spot repairs and marked off four further areas for subsequent repair'.

The phrase that comes to mind with that one is 'should have gone to Specsavers'."

APPENDIX B

COUNTY COUNCIL MEETING HELD ON 27TH MARCH 2014 QUESTIONS TO COMMITTEE CHAIRMEN

Question to the Leader of the Council, from Councillor Reg Adair

The Council Leader has supported publicly his party's *Freeze That Bill* campaign, which focuses on gas and electricity bills and claims to be concerned that "the cost of living is too high, and getting higher".

Therefore, can he explain his support for an increase of 1.99% in county council tax, which was not necessary to produce a balanced budget, but further increases the cost of living for Nottinghamshire residents?

Response from Councillor Alan Rhodes, Leader of the Council

Chairman, some of the decisions we have made have been difficult and tough decisions, we are clearing up a Tory mess and I take no pride in having to make some of the decisions that have been forced upon us.

For the past four years this County Council has taken the Pickles' bribe, the Council Tax Freeze Grant as it's known. While the Conservative administration froze council tax they increased charges for the most vulnerable. They stood up in this very Council Chamber and were proud, proud Chairman, of the £8.5 million profit they made from the elderly and the most vulnerable residents of Nottinghamshire, by increasing charges for vital services. So the most vulnerable and disadvantaged is the people that have paid for this Council taking the Council Tax Freeze bribe from Pickles and the Government. A bribe that over the four years has cost the Council millions of pounds.

Millions of pounds that could have saved some of our services. It could have saved our care homes from privatisation, it would have meant more social workers, there would have been no need to increase charges for services to the elderly, it would have saved Sherwood Industries – a supported employment facility and the list goes on. But the Conservatives like their friends in the Liberal Democrats, chose to support a council tax freeze and therefore have made this Council financially worse off and have made the most vulnerable in Nottinghamshire bear the brunt.

But of course this is what the Governments all about, tax cuts for millionaires and the bedroom tax for the poor.

We as a Labour administration are being financially responsible by proposing to increase council tax by a moderate 1.99%. This increase will secure permanent funding in the base budget which will be used to fund vital public services in this County.

Chairman, 78% of properties in Nottinghamshire are in bands A-C which will mean the vast majority of Nottinghamshire residents will pay less than the standard Band D rate, on average this will mean a 38p increase per week per resident.

At the heart of this decision is the fact there is a considerable reduction in the central Government settlement grant. It would be financially irresponsible for this Council to accept the freeze grant. We have to take control of our own financial destiny and not be dependent on Government hand-outs.

Chairman, we are not alone in increasing Council Tax. In fact it was recently reported that 124 Councils have voted to increase Council Tax 64 of which are Conservative Councils. The 64 Conservative led local authorities that have voted to increase their bills account for around a third of all Tory led councils in the country.

These included Oxfordshire County Council, which is David Cameron's local authority, and Runnymede Council in the constituency of Philip Hammond, the Defence Secretary along with Tory heartlands such as Surrey and Kent.

By increasing Council tax we will be able to put £5 million into the base budget per year and this will enable us to deliver some of those essential services that our communities depend on so much.

Chairman, I do support the freeze the bill campaign and unlike the Conservatives, Labour recognises that we are facing a Cost of Living Crisis and the energy rip off going on in Britain today which this Government is presiding over is part of the problem.

But actually Councillor Adair's out of step with this Government because yesterday in Prime Minister's Questions David Cameron described the decision by SSE to freeze their prices until 2016 as 'hugely welcome'. Labour is clearly driving the agenda on energy crises and the energy companies are responding accordingly and the Tories are running behind us playing catch-up.

Pensioners seeing their gas and electricity bills go up every month is one of the problems in this country that is being caused by the energy rip-off that his Government presided over.

We listened to George Osborne a week ago present a budget which was once again a budget for the few and not the many. We've still got young people stuck on the dole for months on end. We've still got parents facing childcare costs so high that it does not always make going to work pay. People aspiring to own their own home but finding rising prices have put their dreams out of reach. Nurses who've been told they won't even get the below inflation pay rise they were promised certainly aren't feeling that they're in it together with the Conservatives and Liberal Democrats.

But it's OK because according to the Conservative Chairman, all hardworking people want is a penny off a pint and a game of bingo.

This country needs a recovery for the many, not just for people at the top. But once again the ConDem Government and let's not forget the Liberal Democrats in all of this who continue to prop up Conservative policies and have chosen to give people earning over £1 million an average tax cut of over £100,000 this year.

Bank bonuses are on the up, even though bank lending to small businesses keeps falling.

A Labour Budget for this Country would have tackled the cost-of-living crisis and would have got the deficit down in a fairer way.

1. Freeze energy bills until 2017 and reform the energy market to stop customers being ripped off
2. Cut taxes for 24 million working people on middle and low incomes with a lower 10p starting rate of income tax
3. Make work pay by expanding free childcare to 25 hours a week for working parents of 3 and 4 year olds
4. Put young people back to work, with a job the young unemployed have to take – paid for by a tax on bank bonuses
5. Get 200,000 homes built a year by 2020 and cut business rates for small firms
6. Balance the books in a fairer way by reversing the £3 billion tax cut for people earning over £150,000

Chairman, the 1.99% rise in council tax has been put in place in to protect some of the services that both the national Conservatives and our very own local Conservatives are intent on either destroying or privatising.

The Conservatives alternative budget that we heard a few weeks ago was based on a series of very tenuous assumptions about the privatisation of services. They did not account for the initial expenditure required for the process of outsourcing, nor did they provide any timeframe. They assumed that the savings could be made overnight and this is patently not the case.

Chairman, I am not saying that all outsourcing is ineffective, in fact we have seen some very good examples of outsourcing in this very authority within our highways department and in adult social care and health for example but outsourcing is something that requires planning and careful preparation and I firmly believe that there are many services which are more effective and can be protected if they are run in more innovative and cost-effective way, which may include the creation of Trusts, more community involvement and yes, some prudent and effective outsourcing in fact a new operating model for service delivery in this authority.

Interestingly Councillor Adair in his budget speech failed to acknowledge the many outsourcing disasters including the Olympic fiasco by G4s or indeed their other fiasco with the prison service and instead tried to paint a picture that the mass outsourcing of our services would involve no outgoing costs, that the savings would be immediate and outsourcing would mean more effective services and as I said a moment ago this is patently not the case.

The U.S Management Consultant and author Peter Drucker said ‘the greatest danger in times of turbulence is not the turbulence; it is to act with yesterday’s logic’.

Chairman, I would like to finish by saying that this administration will not take lectures from Councillor Adair and the former Conservative Administration whose financial incompetence left this Council in a financial mess. A £133 million hole in the budget; that is the price that the residents of Nottinghamshire have paid for a four year Conservative term. But of course the people of Nottinghamshire quickly realised that and they voted them out as soon as they possibly could.

Question to the Chairman of the Public Health Committee, from Councillor Jason Zadrozny

Evidence shows that 1 in 10 children and young people have a mental disorder with many continuing to have mental health problems into adulthood.

Data from YoungMinds based on a Freedom on Information request, has found that of the 51 local authorities asked 34 had significantly reduced their Child and Adolescent Mental Health Services (CAMHS) budget since 2010.

These cuts are impacting on the provision of early intervention services, meaning that more young people will not receive support when they first need. This could mean children and young people are placed in hospitals away from home or being placed on adult mental health wards, not because of clinical need, but because of lack of resources locally.

Can the committee chair update members on the situation with regards to CAMHS funding locally. Also inform members of how many cases such of those I outlined are current in the county. Further will the chair outline what future provision they foresee for CAMHS funding locally.

Response from Councillor Joyce Bosnjak, Chairman of the Public Health Committee

Thank you Chairman and I’d like to thank Jason as well for putting this question because it’s a really important issue that I feel particularly passionate about so thank you Jason.

Over 850,000 children in the UK are diagnosed with a mental health problem. The importance of early intervention has been widely reported for example, by Dr Raphael Kelvin, Chief Psychiatrist and Clinical Lead for the MindEd programme who said; “Half of all diagnosable mental health conditions start before the age of 14 and 75 per cent by the age of 21, so identifying children at the earliest opportunity is crucial in setting them on the best path in life.”

I think that it’s crucial that for everything we do as an authority we seek to address that particular problem that I feel that mental health has been the Cinderella service of the National Health Service for too long.

In Nottinghamshire, the six Clinical Commissioning Groups commission community targeted and specialised out-patient based Child and Adolescent Mental Health Services.

Nottinghamshire County Council commissions specialist services such as the Looked After Child and Adolescent Mental Health Services and social worker input into targeted Child and Adolescent Mental Health Services.

In Nottinghamshire, funding for these elements of Child and Adolescent Mental Health Services has ~~not~~ been reduced since 2010. However, the impact of inflation, cost improvement programmes within provider trusts and increasing need and demand for services have put the services under pressure, with reported increases in waiting times for children and young people to be seen in some areas.

Inpatient and highly specialist Child and Adolescent Mental Health Services are funded and commissioned by NHS England at a regional level.

The Nottinghamshire-Lincolnshire Area Team of NHS England is responsible for commissioning these inpatient and highly specialised services for the East Midlands as a whole, and thus for the children and young people in Nottinghamshire.

As is the case nationally, there is a shortage of local Child and Adolescent Mental Health Services inpatient beds and limited highly specialised capacity, with the result that as of 13 March 2014 (which is the latest available data we have), 12 young people from Nottinghamshire were placed out of area. It is recognised that this situation is unsatisfactory and regular bed management meetings are held locally, to ensure that where appropriate, young people are returned to Nottinghamshire as quickly as possible.

In relation to numbers of children and young people under 18 years admitted to adult wards, the Children and Adolescent Mental Health Services Commissioners for Nottinghamshire and the East Midlands are not aware of any cases.

It is recognised that the issues faced in Nottinghamshire are national issues. That doesn't mean that we don't need to address them.

In the light of concerns that have been expressed by the Chief Medical Officer and others about both the extent to which children and adolescents are affected by mental health problems and difficulties with gaining access to appropriate treatment, the Health Select Committee is undertaking an inquiry into children's and adolescent mental health and Children and Adolescent Mental Health Services.

Locally, a comprehensive health needs assessment of the mental health and emotional wellbeing of children and young people in Nottinghamshire was completed in 2013 and the recommendation to complete a comprehensive Child and Adolescent Mental Health Services pathway review has been taken forward. This pathway review is now underway and will inform future commissioning of Child and Adolescent Mental Health Services, with the aim of ensuring that children and young people in Nottinghamshire

achieve the best emotional wellbeing and mental health possible. The review will be complete by the end of April and outputs and recommendations will be presented to stakeholder groups and committees in May/June of this year.

It is no secret that I am particularly keen to address this significant problem and indeed we have had stakeholder events at the Health and Wellbeing Board to which all contributors to this have been invited, particularly the voluntary sector. So anyone who has a role to play in the treatment of young people and looking after the emotional wellbeing of children in Nottinghamshire has had their heads together. So I look forward to presenting a similar stakeholders group the findings of that particular piece of work. I'm happy to take any further questions on that.

REPORT OF THE CHIEF EXECUTIVE

RECOGNITION OF MEMBERS AND OFFICERS OF GROUPS

Purpose of the Report

1. To report details of the membership of the political groups, together with the names of officers appointed within the Groups

Information and Advice

2. At the annual meeting of the Council in May 2013 Members noted the composition of the political Groups as required by the Committees and Political Groups Regulations made under the Local Government and Housing Act 1989.
3. There are currently four political Groups on the Council, which are:-
 - the Nottinghamshire County Labour Group
 - the Nottinghamshire County Council Conservative Group
 - the Liberal Democrats Group
 - the Independent Group

There has been no change to the membership of the Groups since the annual meeting of Council in May 2013.

4. The memberships of the groups are shown in the Appendix to this report. The Appendix also gives details of the officers elected by the Groups at the annual meeting in May 2013.

Reason for Recommendations

5. It is necessary for Council to recognise the political Groups on the Council and their Officers.

Statutory and Policy Implications

6. This report has been compiled after consideration of implications in respect of finance, the public sector equality duty, human resources, crime and disorder, human rights, the safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

RECOMMENDATIONS

- 1) That the membership of the political groups be noted.
- 2) That, in accordance with the Procedure Rules, the Officers of the Groups be recognised.

Mick Burrows
Chief Executive

For any enquiries about this report please contact:

Jayne Francis Ward
0115 9773478
jayne.francis-ward@nottsc.gov.uk

Constitutional Comments (JFW 06/05/2014)

7. The proposals in this report are within the remit of the Council.

Financial Comments (SEM 7/5/14)

There are no specific financial implications arising directly from this report.

Background Papers

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Electoral Division(s) and Member(s) Affected

All

MEMBERS AND OFFICERS OF GROUPS

(A) Nottinghamshire County Council Labour Group

34 Members

Pauline Allan	David Kirkham
Roy Allan	John Knight
John Allin	Darren Langton
Alan Bell	Diana Meale
Joyce Bosnjak	Michael Payne
Nicki Brooks	John Peck JP
Steve Calvert	Sheila Place
Ian Campbell	Liz Plant
Steve Carroll	Darrell Pulk
John Clarke	Alan Rhodes
Jim Creamer	Pamela Skelding
Sybil Fielding	Stella Smedley MBE JP
Kate Foale	Parry Tsimbiridis
Glynn Gilfoyle	Muriel Weisz
Kevin Greaves	John Wilkinson
Alice Grice	John Wilmott
Colleen Harwood	Yvonne Woodhead

Officers

Leader:	Councillor Alan Rhodes
Deputy Leader:	Councillor Joyce Bosnjak
Chief Whip:	Councillor Steve Carroll

(B) Nottinghamshire County Council Conservative Group

21 Members

Reg Adair	Bruce Laughton
Chris Barnfather	John Ogle
Andrew Brown	Philip Owen
Richard Butler	Tony Roberts MBE
John Cottee	Mrs Sue Saddington
Mrs Kay Cutts MBE	Martin Suthers OBE
Dr John Doddy	Keith Walker
Boyd Elliott	Stuart Wallace
John Handley	Gordon Wheeler
Richard Jackson	Liz Yates
Roger Jackson	

Officers

Leader:

Deputy Leader:

Business Manager:

Councillor Mrs Kay Cutts MBE

Councillor Martin Suthers OBE

Councillor Chris Bathfather

(C) Liberal Democrats Group

8 Members

Steve Carr

Stan Heptinstall MBE

Tom Hollis

Keith Longdon

Rachel Madden

Ken Rigby

Jacky Williams

Jason Zadrozny

Officers

Leader:

Deputy Leader and Whip:

Business Manager:

Councillor Jason Zadrozny

Councillor Ken Rigby

Councillor Steve Carr

(D) Independent Group

3 Members

Stephen Garner

Andy Sissons

Gail Turner

Officers

Leader:

Councillor Gail Turner

**REPORT OF THE CHAIRMAN OF TRANSPORT AND HIGHWAYS
COMMITTEE****RESPONSE TO PETITIONS PRESENTED TO THE CHAIRMAN OF THE
COUNTY COUNCIL ON 27TH FEBRUARY 2014****Purpose of the Report**

The purpose of this report is to inform Council of the decisions of the Transport and Highways Committee on the issues raised in petitions presented to the Chairman of the County Council at the Council meeting on 27th February 2014. The petitions were considered and agreed by Transport and Highways Committee at their meeting on 24 April 2014.

- A. Petition regarding street lighting at Kegworth (Ref:2014/059)
- B. Petition regarding flooding on Far Lane, Normanton on Soar (Ref: 2014/060)
- C. Petition regarding resurfacing of Pye Hill Road, Jacksdale (Ref:2014/061)
- D. Petition regarding A60 crossroads on Loughborough Road, Costock (Ref:2014/063)
- E. Petition regarding the resurfacing of Upton Mount Road, Mansfield (Ref:2014/065)

A. Petition regarding street lighting at Kegworth (Ref:2014/059)

1. At the County Council meeting on 27th February 2014 a petition of 1,547 signatures was presented to the Chairman by County Councillor Andrew Brown. The purpose of the petition is to request the installation of street lighting on Station Road between the University of Nottingham, Sutton Bonnington and Kegworth Village. This facility would be aimed at improving safety for both pedestrians and cyclists.
2. A representative from the County Council met four of the student representatives on Monday 24th February (prior to the petition being handed to Councillor Brown). The students stated that their concerns mainly related to pedestrian visibility and personal safety. They also asked that as well as street lighting other measures could be considered. These included the renewal of road markings (which has been actioned) and the review of the existing speed limit from 60mph to 40mph.

Speed Limit reduction

3. The speed limit request does not meet the DfT guidance regarding 40mph speed limits as the road is not built up. Also only 1 or 2 schemes a year from the Speed Limit

Review Programme are being implemented, therefore it is not likely to be considered for some time unless additional funding can be secured.

White Lining maintenance

4. The lining request has been actioned. The lining will probably need a road closure and bus operators will require 14 weeks' notice.

Street Lighting installation

5. The lighting provision requested would extend from the last existing lamp column west of the bridge up to the County Boundary, a distance of some 900 metres. Any new scheme would need to conform to the current standards for street lighting which dictates that columns are generally required at a spacing of around 35-40 metres. This would mean a scheme would be likely to require 22-25 columns at a cost of around £100,000.

Funding Options

6. County Council highway budgets provide for such projects in the following ways:

Crash reduction

7. Accident remedial funding is justified on the basis that there are a number of reported accidents resulting in personal injury and indicate a pattern which may be addressed in order to reduce the accident rate. The prospective number of accidents which it is estimated would be saved contributes to a calculation of the amount of funding which would be justified to address the problem. This type of cost-benefit analysis is used nationally and forms the primary basis of accident reduction in this country.
8. In terms of the accident history at this site, there has been one reported injury accident in the period 1.1.10 – 31.10.13. This was slight and did not involve a pedestrian or cyclist. Historically the junction of Station Road/College Road/Melton Road has been subject to new signing and lining to address an overshoot problem. However there is currently not a reported injury accident pattern on the length of Station Road in question (and nothing to support an accident remedial scheme for street lighting).
9. Ironically, pedestrians feeling unsafe and drivers/riders feeling anxiety often means they are all recognising a need for additional caution, for example in circumstances such as darkness or a narrow road/footway width. This can result in their taking additional care to avoid accidents and can often result in the phenomenon of a good accident record existing along a length of road which people regard as being dangerous.

Local Transport Plan

10. It is recognised that pedestrian and cyclist anxiety can suppress cycle use and walking as chosen modes of transport. Our Local Transport Plan (LTP) Team promotes schemes to encourage and assist the use of sustainable forms of transport and could support the installation of lighting. This needs to be evidenced and justified as well though and lighting is an unusual form for an LTP Scheme to take as they are more commonly installed are pedestrian crossings, cycle lanes, bus priority measures and suchlike. Fuller results of the survey carried out would be needed as we need to know how many of the 1,034 respondents using Station Road currently drive, take a bus, cycle or walk to the university and how many of this number would be likely to change their mode of transport to cycling and walking if the route were lit. This would be

evidence of a suppressed demand for this type of sustainable transport which we could use towards a bid for a lighting scheme.

External funding

11. Nottingham University have made a commitment to fund up to £50,000 of the works costs to make Station Road more comfortable for pedestrians and cyclists to use. In the current economic climate this generous contribution is very welcome. It is understood that this will be a one-off payment, so it is important that the full and ongoing costs of any potential schemes are recognised and discussed with the University representatives.

Other considerations

12. There has been an ongoing project for the last few years to reduce lighting costs in terms of annual maintenance and the cost of electricity. To install additional new lighting at a time when the aim is to reduce overall lighting costs will need careful consideration.

It was agreed that

13. A detailed design and costing is prepared of a new lighting scheme for Station Road. This will need to include the ongoing energy and maintenance costs, as well as the initial installation costs. Alternative lighting solutions will also be considered.
14. The request to reduce the speed limit is investigated and costed.
15. A working group is convened, involving representatives of the University, to establish the most beneficial remedial measures within the available resources.
16. Once the scheme is agreed it will be completed without delay and funded from within the 2014/15 highways capital programme.

B. Petition regarding flooding on Far Lane, Normanton on Soar (Ref: 2014/060)

17. A petition of 205 signatures was presented to County Council by Councillor Andrew Brown on 27th February requesting urgent drainage improvement works to alleviate ongoing flooding issues at the Main Street, Far Lane and Moor Lane junction in Normanton-on-Soar.
18. The flooding problem at this location is well known and there have been a high number of complaints received over the years. However, the problem appears to mainly involve Severn Trent Water's drainage system, the Environment Agency's pumping station or private drainage ditches rather than our own gully connections into the drains.
19. In 2010, it was reported that much of the works that were needed to improve the land drainage system serving the area had been completed by various private land owners. Severn Trent Water had removed the silt from their system on Main Street and the Environment Agency had cleared reeds and silt from their section of a watercourse. However, as the gradients achievable for land drainage in this area are very nearly flat, it could not be guaranteed that these works would prevent the flooding on Main Street/Moor Lane/Far Lane from recurring, only that it might be reduced and the water should drain away more quickly. We also have cleaned our gully connections several times since then on request, but there have still been further complaints regarding flooding at this location.

20. In late 2013, we also installed a number of bollards and marker posts on the verges to prevent vehicles overriding verges and footways as this was occurring when water flooded the road and was raised as a safety issue by the Parish Council and Councillor Andrew Brown.
21. At this time, the Council has undertaken what works are within its power to undertake or enforce with private parties, but the overall problem that remains seems to be the capacity of Severn Trent Water's drainage system. This matter is being discussed with them by the Council's Flood Risk Manager, but there is no timescale as to when an improvement scheme might be undertaken by the company.

C. Petition regarding resurfacing of Pye Hill Road, Jacksdale (Ref:2014/061)

22. A petition containing 159 signatures was presented to the 27th February 2014 meeting of the County Council by Councillor Gail Turner. The petition requests the introduction of traffic calming and the resurfacing of the carriageway on Pye Hill Road, Jacksdale.
23. The environmental impact and noise created by traffic calming measures as well as limited support has led to traffic calming measures being introduced only where there has been an identified injury accident problem involving vulnerable road users.
24. On Pye Hill Road itself there were 5 collisions between the 1st February 2010 and the 30th September 2013 with one resulting in a serious injury.
25. However, the carriageway is in the resurfacing programme for 2014/15 and has been provisionally programmed to be undertaken in July.

D. Petition regarding A60 crossroads on Loughborough Road, Costock (Ref:2014/063)

26. A petition of 334 signatures was presented to County Council by Councillor Reg Adair on 27th February requesting traffic signals be installed at the junction of the A60 Loughborough Rd with Main St in Costock on safety grounds. The petition was initiated by Costock Parish Council and states that this request also has the support of the neighbouring parish councils in East Leake, Bunny, Bradmore, Wysall and Rempstone.
27. An evaluation of this junction has been carried out in conjunction with the Police following a recent fatal accident. The findings were that traffic signals are probably the only other possible improvement that remains as a future option given that refuge islands and central hatching markings have already been introduced. Traffic Signals would cost approximately £300,000.
28. Installing traffic signals does not necessarily mean there will be a marked reduction in accidents as traffic signals at crossroads junctions in Nottinghamshire have an average rate of 1.3 injury accidents a year. This is due to simply the nature of such junctions as even under signal control there would still be some residual accidents caused by red light violations and driver errors as well as other factors such as mechanical failures, physical/mental impairment, etc. which signals would be less likely to prevent. In the last 10 years there have been 12 accidents at this location, meaning that the junction's accident rate is 1.2 injury accidents a year, less than the countywide average for a similar signalled junction.

29. However, traffic signals may reduce the severity of the injuries which would occur. Based on that, some of the funding required may be justified on accident remedial grounds but further funding would be needed from other funding streams such as Section 106 Agreements from nearby developers. Consequently, the accident situation at the junction will be closely monitored and the request noted in case other funding streams become available in future.

E Petition regarding the resurfacing of Upton Mount, Mansfield (Ref:2014/065)

30. A petition of 110 signatures was presented to County Council by Councillor Darren Langton on 27th February requesting Upton Mount, Colwick Close and Blythe Close in Mansfield be resurfaced.
31. These roads have been identified previously as being in need of carriageway resurfacing. The last annual detailed inspection identified a number of actionable defects totalling approximately 10 square metres of repairs. Also, previous reactive inspections have brought similar results over a number of years.
32. These roads have not been selected for inclusion in the 2014/2015 Capital Resurfacing Programme as there were other roads judged to be in greater need. However, they will be considered again for the 2015/2016 Capital Resurfacing Programme and inspected in the meantime to ensure that any urgent defects are made safe. The future assessment will also take into account the number of signatures on this petition which indicates the roads' importance to the community.
33. The additional issues of through traffic and specific difficulties faced by elderly pedestrians subsequently raised by the petition organiser will be considered and responded to separately by the Highways Area Office.

Reason for Recommendation

34. To inform County Council of responses to issues raised in petitions presented to the County Council on 27th February 2014.

Statutory and Policy Implications

35. This report has been compiled after consideration of implications in respect of crime and disorder, finance, human resources, human rights, the NHS Constitution (Public Health only), the public sector equality duty, safeguarding of children and vulnerable adults, service users, sustainability and the environment and ways of working and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

RECOMMENDATION/S

It is RECOMMENDED that the contents and actions be noted.

Report of the Chairman of the Transport & Highways Committee

**For any enquiries about this report please contact:
Peter Barker, Senior Administration Officer**

Background Papers

None

Electoral Division(s)

Soar Valley, Selston, Ruddington, Mansfield West.

REPORT OF THE CHIEF EXECUTIVE

Clarification of Minutes of Committee Meetings published since the last meeting on 27th March 2014

Purpose of the Report

1. To provide Members the opportunity to raise any matters of clarification on the minutes of Committee meetings published since the last meeting of Full Council on 27th March 2014.

Information and Advice

2. The following minutes of Committees have been published since the last meeting of Full Council on 27th March 2014 and are accessible via the Council website:-
<http://www.nottinghamshire.gov.uk/dms/Meetings.aspx>

Committee meeting	Minutes of meeting
Adult Social Care and Health Committee	3 rd March 2014, 31 st March 2014
Appeals Sub-Committee	6 th March 2014
Audit Committee	None
Children & Young People's Committee	17 th March 2014, 23 rd April 2014*
Community Safety Committee	28 th January 2014
Corporate Parenting Sub-Committee	None
Culture Committee	4 th February 2014, 1 st April 2014
Economic Development Committee	11 th March 2014, 1 st April 2014
Environment and Sustainability Committee	6 th March 2014
Finance and Property Committee	24 th March 2014, 28 th April 2014*
Grant Aid Sub-Committee	11 th March 2014*
Health Scrutiny Committee	24 th February 2014
Health & Well Being Board	5 th March 2014, 2 nd April 2014
Joint City/County Health Scrutiny Committee	11 th March 2014, 22 nd April 2014
Joint Committee on Strategic Planning and Transport	None
Nottinghamshire Pensions Fund Committee	None
Pensions Investment Sub-Committee	None
Pensions Sub-Committee	6 th February 2014
Personnel Committee	12 th March 2014*
Planning & Licensing Committee	25 th March 2014, 22 nd April 2014*
Police & Crime Panel	3 rd February 2014
Policy Committee	5 th March 2014, 2 nd April 2014
Public Health Committee	6 th March 2014

Committee meeting	Minutes of meeting
Rights of Way Committee	27 th November 2013
Transport and Highways Committee	20 th March 2014, 24 th April 2014*

* Minutes expected to be published before 15th May 2014, but not yet approved by the relevant Committee.

Mick Burrows
Chief Executive

REPORT OF THE CHIEF EXECUTIVE**APPOINTMENT OF COMMITTEES****Purpose of the Report**

1. To consider the establishment of the Council Committees and make appointments of Chairmen and Vice-Chairmen.

Information and Advice

2. Under the Council's Constitution, the Annual Meeting of the Full Council has to establish such Committees as the Council sees fit.
3. Currently Council has established the following committees and sub-committees, set their terms of reference, fixed their size and allocated places to the political groups. It is proposed that their re-establishment for the 2014/15 municipal year be confirmed:-

- | | |
|--|---|
| • Adult Social Care and Health Committee | • Economic Development Committee |
| • Appeals Sub-Committee | • Environment and Sustainability Committee |
| • Audit Committee | • Finance and Property Committee |
| • Children and Young People's Committee | • Grant Aid Sub-Committee |
| • City of Nottingham and Nottinghamshire Economic Prosperity Committee | • Greater Nottingham Light Rapid Transport Advisory Committee |
| • Conduct Committee | • Health and Wellbeing Board |
| • Community Safety Committee | • Health Scrutiny Committee |
| • Corporate Parenting Sub-Committee | • Joint City/Council Health Scrutiny Committee |
| • Culture Committee | • Joint Committee for Strategic Planning and Transport |

- Local Joint Resolutions Committee
- Nottinghamshire Pension Fund Committee
- Nottinghamshire Police and Crime Panel
- Pensions Investment Sub-Committee
- Pensions Sub-Committee
- Personnel Committee
- Planning and Licensing Committee
- Policy Committee
- Public Health Committee
- Senior Staffing Sub-Committee
- Transport and Highways Committee

4. It is proposed to dissolve the Rights of Way Committee with immediate effect due to a lack of business, which has been demonstrated by a number of cancelled meetings during 2013/14. It is considered that it would be more efficient to undertake any remaining work via other Committees. The proposed subsequent changes to the Constitution are covered in a report later on the agenda.
5. It is proposed to appoint an additional Vice-Chairman to the Children and Young People's Committee in recognition of the extensive and diverse range of issues and workload arising from this committee. Clearly the welfare of children within our County is of paramount importance particularly those who are the most vulnerable. The new Vice Chair will take the lead for Children's Social care issues to ensure that we are providing the very best support possible to those children in our County who are most in need.
6. With regard to the appointments to the Appeals Sub-Committee, Planning and Licensing Committee, and the Senior Staffing Sub-Committee it is mandatory for the members to have received the appropriate training before sitting on these Committees/ Sub-Committees.
7. As last year, it is proposed that the Leader be appointed as an ex-officio member of all committees and sub-committees of which he is not a voting full member, except the Appeals Sub-Committee, Health Scrutiny Committee, Planning and Licensing Committee, Senior Staffing Sub-Committee, and Joint Committees. As an ex-officio Member the Leader would have the right to speak but not to vote at meetings.
8. In determining the membership of Committees, account must be taken of the requirements of the Local Government (Committees and Political Groups) Regulations 1990 and 1991 made under sections 15 and 16 of the Local Government and Housing Act 1989. These Regulations require that seats on Committees and Sub-Committees are allocated to the political Groups in a way which reflects the overall balance on the Council. The advice of the Monitoring Officer is that the allocation of seats to comply with legislative requirements should be based on overall seat numbers rather than on individual committee numbers. The charts in the recommendation reflect this.

JOINT COMMITTEES WITH CITY COUNCIL

9. There are currently three Joint Committees between the County and Nottingham City Councils as follows:-
- Greater Nottingham Light Rapid Transit Advisory Committee
 - Joint Committee on Strategic Planning and Transport
 - Joint City/ County Health Scrutiny Committee
10. The appointment of the Chairman and Vice-Chairman of the Joint Health Scrutiny Committee and the Joint Committee on Strategic Planning and Transport are undertaken in accordance with an agreement between the County and the City Councils. Under this agreement in 2014/15 the Chairman of these Joint Committees will be nominated by the County Council and the Vice-Chairman by the City Council.

OTHER JOINT COMMITTEES

City of Nottingham and Nottinghamshire Economic Prosperity Committee

11. In January 2014 Full Council agreed to establish the City of Nottingham and Nottinghamshire Economic Prosperity Committee which is a joint Committee of all the District/Borough Councils in Nottinghamshire, Nottingham City and the County Council. The Committee membership is:-

Ashfield District Council (1); Bassetlaw District Council (1); Broxtowe Borough Council (1); Gedling Borough Council (1); Mansfield District Council (1); Newark & Sherwood District Council (1); Nottingham City Council (4); Nottinghamshire County Council (1); Rushcliffe Borough Council (1)

12. The terms of reference of the Committee require that the appointed Member from each constituent authority be the Leader/Elected Mayor or other executive member or committee chairman from each authority. The current member is the Leader of the Council and it is proposed that this continues. Each constituent authority is also required to appoint a named substitute member. The current substitute member is the Chairman of the Economic Development Committee and it is proposed that this continues.

Police and Crime Panel

13. The Police and Crime Panel is a joint Committee of all the District/Borough Councils in Nottinghamshire, Nottingham City and the County Council.
14. Legislation stipulates that Police and Crime Panel must represent all parts of the relevant area, be politically balanced and have a membership that has the necessary skills, knowledge and experience. The current panel membership is:-

Ashfield District Council (1); Bassetlaw District Council (1); Broxtowe Borough Council (1); Gedling Borough Council (1); Mansfield District Council (1); Newark & Sherwood District Council (1); Nottingham City Council (4); Nottinghamshire County Council (3); Rushcliffe Borough Council (1), plus 4 Independent Members.

15. The County Council's ruling group is automatically given a place on the Panel. Following the establishment of the Panel in 2012, the County Council Liberal Democrat Group was given a co-opted place on the Panel to ensure overall political balance within the County. The Panel is required to review its Membership including political balance at its annual meeting in June each year. Following the elections in May 2013, the County Council's Conservative Group was also offered a co-opted place to enable overall political balance across the City and County.

Bus Lane Adjudication Service Joint Committee

16. A joint committee with a number of other local authorities has been established for the purpose of adjudicating services for the bus lane enforcement. The current member is the Chairman of the Transport and Highways Committee and it is proposed this continues.

Parking Adjudication Joint Committee

17. A joint committee with a number of other local authorities has been established for this and the Chairman of the Transport and Highways Committee is the current member. It is proposed this continues.

Mental Health Guardianship Panel

18. A panel of 5 Members has been established to make decisions on renewal and discharge of guardianship under the Mental Health Act 1983. It is proposed to continue this arrangement.

Combined Fire Authority

19. The County Council is required to appoint 12 members to the Combined Fire Authority. Appointments must be made in accordance with political proportionality.

External Appointments

20. Responsibility for making changes to the list of Outside Bodies which the Council is formally represented on is delegated to the Policy Committee.

Reason for Recommendations

21. Under the Council's Constitution, the Annual Meeting of the Council has to establish such Committees as the Council sees fit.

Statutory and Policy Implications

22. This report has been compiled after consideration of implications in respect of finance, the public sector equality duty, human resources, crime and disorder, human rights, the safeguarding of children, ways of working, sustainability and the environment, and those using the service and where such implications are material they are described

below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

23. The changes to the Committee structure and the Chair and Vice Chair roles result in a saving of £7,021 from the Members Allowances Budget.

RECOMMENDATIONS

Following discussions with the Leader and Deputy Leader of the Labour Group the recommendations are as follows:-

- (a) that Rights of Way Committee be dissolved with immediate effect;
- (b) that the Council confirm the establishment of the following Committees and Sub-Committees of Council with their existing terms of reference and with the membership shown:-

<u>Meeting</u>	<u>Number of County Cllrs</u>	<u>Lab</u>	<u>Cons</u>	<u>Lib Dems</u>	<u>Indepe- ndent</u>	<u>Cllr Maureen Dobson</u>	<u>Other</u>
Adult Social Care and Health Committee	11	6	3	1	1		
Appeals Sub-Committee (pool)	11	6	3	1	1		
Audit Committee	9	5	3	1			
Children and Young People's Committee	11	6	3	2			4 non-voting co-optees
Conduct Committee	5	3	1	1			
Community Safety Committee	9	5	3	1			
Corporate Parenting Sub-Committee	9	5	3	1			
Culture Committee	11	6	3	1		1	
Economic Development Committee	9	5	3	1			2 non-voting co-optees
Environment and Sustainability Committee	9	5	3	1			
Finance and Property Committee	11	6	3	1	1		
Grant Aid Sub-Committee	7	4	2	1			

<u>Meeting</u>	<u>Number of County Cllrs</u>	<u>Lab</u>	<u>Cons</u>	<u>Lib Dems</u>	<u>Indepe- ndent</u>	<u>Cllr Maureen Dobson</u>	<u>Other</u>
Greater Nottingham Light Rapid Transit Advisory Committee	5	3	1	1			5 City Councillors
Health Scrutiny Committee	6	3	2	1			4 District Council members
Joint Committee on Strategic Planning & Transport	4	2	1	1			4 City Councillors
Joint City/Council Health Scrutiny Committee	8	4	3	1			8 City Councillors
Health and Wellbeing Board	5	3	1	1			19 (see recommendation c)
Local Joint Resolutions Committee	6	3	2	1			
Nottinghamshire Pension Fund Committee	9	5	3	1			
Pensions Investment Sub-Committee	9	5	3	1			8 (see recommendation c)
Pensions Sub-Committee	9	5	3	1			8 plus 2 pensioner reps (see recommendation c)
Personnel Committee	9	5	3	1			
Planning & Licensing Committee	11	6	3	1	1		
Policy Committee	19	10	6	2	1		
Public Health Committee	9	5	3	1			
Senior Staffing Sub-Committee	9 or 5	5 3	3 1	1 1			
Transport and Highways Committee	11	6	3	1	1		

- (c) That the Health Scrutiny Committee membership include 1 co-opted Councillor with voting rights from each of the following authorities:- Ashfield District Council, Bassetlaw District Council, Mansfield District Council and Newark and Sherwood District Council.
- (d) That the other representatives on the above Committees /Sub Committees be appointed as follows:-

- (1) Children and Young People's Committee: One representative of the Church of England Diocese, one representative of the Roman Catholic Diocese, and two Parent Governors.
 - (2) Health and Wellbeing Board: Seven District/Boroughs Councillors, six NHS Clinical Commissioning Group representatives, one Healthwatch, one NHS England, the Police and Crime Commissioner, three officers – Corporate Director, Adult Social Care, Health and Public Protection, Corporate Director, Children, Families and Cultural Services, Director of Public Health
 - (3) Pensions Investment Sub-Committee: Three City Councillors, two Nottinghamshire District/Borough Council representatives, two Trade Union Representatives, one Scheduled Body representative
 - (4) Pensions Sub-Committee: Three City Councillors, two Nottinghamshire District/Borough Council representatives, two Trade Union representatives, one Scheduled Body representative plus two pensioner representatives.
 - (5) Economic Development Committee: Two representatives of the Business Community
- (e) That the Senior Staffing Sub-Committee when considering issues relating to the Chief Executive and Corporate Directors will have a membership of 9 Members and when the Sub-Committee considers issues relating to other officers the membership will be 5 Members and that no Member must sit on the Sub-Committee unless they have received appropriate training.
- (f) That the Leader of the Council be an ex-officio member of all committees and sub-committees except the Appeals Sub-Committee, Planning and Licensing Committee, Senior Staffing Sub-Committee and Joint Committees; with the right to speak but not to vote.
- (g) That the Council make the following appointments of Chairman and Vice-Chairman until the Annual Meeting of the Council in May 2015, it being noted that the appointment of a Chairman and Vice-Chairman of the Senior Staffing Sub-Committee or Conduct Committee will be a matter for that Sub-Committee:-

Committee	Chairman	Vice-Chairman
Adult Social Care and Health	Muriel Weisz	Yvonne Woodhead
Appeals Sub-Committee	Sheila Place	Nicki Brooks
Audit	Keith Walker	Sheila Place
Children and Young People	John Peck JP	Liz Plant and Kate Foale
Community Safety	Glynn Gilfoyle	Alice Grice
Corporate Parenting Sub-Committee	Liz Plant	None
Culture	John Knight	Alan Bell
Economic Development	Diana Meale	Roy Allan
Environment and Sustainability	Jim Creamer	Pamela Skelding
Finance and Property	David Kirkham	Darren Langton
Grant Aid Sub Committee	Joyce Bosnjak	Martin Suthers OBE
Health and Wellbeing Board	Joyce Bosnjak	Appointed by the Board

Health Scrutiny Committee	Colleen Harwood	John Allin
Joint Cttee on Planning & Transport	Jim Creamer	City Councillor
Joint Health Scrutiny (with City)	Parry Tsimbirdis	City Council
Nottinghamshire Pension Fund	Stella Smedley MBE JP	Ken Rigby
Pensions Investment Sub-Committee	Stella Smedley MBE JP	Ken Rigby
Pensions Sub-Committee	Stella Smedley MBE JP	Ken Rigby
Personnel	Sheila Place	Nicki Brooks
Planning & Licensing	John Wilkinson	Sue Saddington
Policy	Alan Rhodes	Joyce Bosnjak
Public Health Committee	Joyce Bosnjak	Glynn Gilfoyle
Transport and Highways	Kevin Greaves	Steve Calvert

- (h) That a Mental Health Guardianship Panel be established with 5 members (3 Labour Group, 1 Conservative Group, 1 Liberal Democrat Group), to make decisions on renewal and discharge of guardianship under the Mental Health Act 1983.
- (i) That the 12 places on the Combined Fire Authority will be allocated between the groups as follows;-
- Labour Group 6
 - Conservative Group 4
 - Liberal Democrat Group 1
 - Independent Group 1
- (j) That the Leader of the Council continue to be the representative appointed to the City of Nottingham and Nottinghamshire Economic Prosperity Committee and the Chairman of the Economic Development Committee continue to be appointed to act as substitute.
- (k) That 1 Labour Group Member, 1 Liberal Democrat Group Member and 1 Conservative Group Member be appointed to the Police and Crime Panel.
- (l) That the Chairman of the Transport and Highways Committee continue to be the representative appointed to the Bus Lane Adjudication Service Joint Committee and the Parking Adjudication Joint Committee.
- (m) That the appointment of members of the political groups to committees, sub-committees and joint committees be undertaken by the Team Manager, Democratic Services on behalf of the Chief Executive (the Proper Officer) acting in accordance with the provisions of the Local Government and Housing Act 1989, the Local Government Act 2000 the relevant Statutory Regulations and the Council's Standing Orders.
- (n) That the Team Manager, Democratic Services be authorised to act on behalf of the Chief Executive to appoint people as co-optees to membership of committees or joint committees when required.

Mick Burrows
Chief Executive

For any enquiries about this report please contact:

Keith Ford

Team Manager, Democratic Services

Tel: 0115 977 2590

Constitutional Comments (JFW 6/5/14)

It is within the functions reserved to the County Council to decide the issues set out in this report

Financial Comments (SEM 7/5/14)

The financial implications are set out in the report.

Background Papers

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

None

Electoral Division(s) and Member(s) Affected

All

REPORT OF THE LEADER OF THE COUNCIL

AMENDMENTS TO THE COUNCIL'S CONSTITUTION

Purpose of the Report

1. To seek Council's approval to amend terms of reference for committees and procedure rules for meetings.

Information and Advice

Rights of Way Committee

2. The annual report to Council appointing committees recommends that Rights of Way Committee is dissolved. In the event this recommendation is approved, the Committee's responsibilities will need to be re-assigned.
3. It is proposed to transfer responsibility for gating orders to Community Safety Committee. No amendments are proposed to the terms of reference.
4. Culture Committee is responsible for country parks, open spaces and other countryside services and it is proposed to amend its terms of reference to include common land and town or village greens. It is also proposed to transfer responsibility for land management and permissive path agreements, and non-statutory public access routes to Culture Committee.
5. The remaining Rights of Way Committee functions relate to public rights of way and cycle tracks. It is proposed to allocate responsibility for these areas to Planning and Licensing Committee which has arrangements for public speaking similar to Rights of Way Committee.
6. Draft amendments to the Constitution are set out in **Appendix 1**. In addition, the existing terms of reference for Rights of Way Committee will be deleted and there are minor amendments to pages 1-12, 4-2, 5-14, 5-18, 5-19 and 6-67 of version 1.9 of the 2012 Council's Constitution as a consequence of this change.

Procedure Rules for meetings of the Full Council

7. It is proposed to remove provision for constituency speeches from the procedure rules. When the Council operated executive arrangements these speeches enabled Councillors to raise issues in a public forum. The Council now operates a committee system and it is considered that there is adequate opportunity for Councillors to raise issues of concern at the relevant committee. The proposed amendments are shown in **Appendix 2**.

8. In order to ensure the process for Questions at meetings of Council is used properly and not abused it is proposed to add a procedure rule regarding the resubmission of questions that are withdrawn at a meeting, or which fall because the Councillor due to ask the question is not present at the meeting. The proposed addition is set out in **Appendix 3**.

Health Scrutiny

9. The Council's Health Scrutiny Committee has responsibility for scrutinising health services accessed primarily by residents of Nottinghamshire. Services that are accessed by both City and County residents fall within the remit of the Joint Health Scrutiny Committee.
10. It is proposed to amend the terms of reference for each Committee in order to ensure the Joint Committee only scrutinises services which are accessed by both County and City residents. The proposed amendments are set out in **Appendix 4**. Amendments to the Joint Committee's terms of reference are subject to approval by Nottingham City Council also.

Other Options Considered

11. Councillors may prefer to allocate all Rights of Way Committee functions to a single committee, and/or may wish to consider Transport and Highways Committee as an alternative to Planning and Licensing Committee as it is the budget holding committee.

Reason/s for Recommendation/s

12. To re-allocate Rights of Way Committee responsibilities to the most appropriate Committee in respect of existing functions and budget allocation.
13. To ensure meetings of Full Council run smoothly and efficiently.
14. To ensure the Joint City/County Health Scrutiny Committee only considers matters that affect residents of both areas.

Statutory and Policy Implications

15. This report has been compiled after consideration of implications in respect of crime and disorder, finance, human resources, human rights, the NHS Constitution (Public Health only), the public sector equality duty, safeguarding of children and vulnerable adults, service users, sustainability and the environment and ways of working and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

RECOMMENDATION/S

- 1) To amend the Council's Constitution, by removing references to Rights of Way Committee and reassigning that Committee's responsibilities, as set out in Appendix 1.
- 2) To amend the procedure rules for Full Council as set out in Appendices 2 and 3.

- 3) To amend the terms of reference for the Health Scrutiny Committee and Joint City/County Health Scrutiny Committee as set out in Appendix 4.

Councillor Alan Rhodes
Leader of the Council

For any enquiries about this report please contact:

Jayne Francis-Ward

Corporate Director Policy Planning and Corporate Services and Monitoring Officer

0115 9773478

Constitutional Comments (SJE 25/04/2014)

16. Full Council is the appropriate body to consider the content of this Report; it is responsible for establishing committees and deciding their terms of reference, and for adopting and changing the Council's Constitution.

Financial Comments (SEM 25/04/2014)

17. There are no specific financial implications arising directly from this report.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

- None

Electoral Division(s) and Member(s) Affected

- All

Appendix 1

RESPONSIBILITY FOR FUNCTIONS

INTRODUCTION

CULTURE COMMITTEE – TERMS OF REFERENCE

Table
Responsibility for libraries and archives
Responsibility for adult learning
Responsibility for strategic development of the arts
Responsibility for development of cultural and heritage activities
Responsibility for support for sports development and sports facilities throughout the County
Responsibility for country parks, open spaces, <u>common land and town or village greens, promoting public access to land except by highway means</u> and other countryside services
Responsibility for promotion and development of tourism in the County
Responsibility for conservation and archaeology

PLANNING AND LICENSING COMMITTEE – TERMS OF REFERENCE

47. The exercise of the powers and functions set out below are delegated by the Full Council:

a. Responsibility for the regulatory functions of the Council in relation to planning, monitoring, enforcement and licensing.

b. Responsibility for the regulatory functions of the Council in relation to public rights of way and cycle paths.

~~bc.~~ Responsibility for all licensing functions given to the Authority by law, except safety of sports grounds.

~~de.~~ Receiving reports on the exercise of powers delegated to officers in relation to functions for which this Committee is responsible.

~~ed.~~ Approval for consultation responses relating to the Committee's functions except for responses to day-to-day technical consultations which will be agreed with the Chairman and reported to the next available Committee following their submission.

~~fe.~~ Approving all Councillor attendance at conferences, seminars and training events including any expenditure incurred, within the remit of this Committee and to receive quarterly reports from Corporate Directors on departmental officer travel outside the UK within the remit of this Committee.

Appendix 2

PROCEDURE RULES FOR MEETINGS OF THE FULL COUNCIL

ORDER OF BUSINESS

13. Except for the annual meeting at which the election of Chairman and Vice-Chairman will be considered first, the order of business will usually be:

- a. the choice of a person to preside if the Chairman and Vice-Chairman are absent
- b. any business having priority by law
- c. confirmation of the minutes of the last meeting of the Full Council
- d. apologies for absence, including reasons
- e. declarations of interest
- f. business outstanding from the last meeting
- g. Chairman of the County Council's business

~~h. constituency speeches~~

~~hi.~~ petitions

~~ij.~~ questions to Nottinghamshire and City of Nottingham Fire Authority and responses

~~jk.~~ questions to Committee Chairmen and responses

~~kl.~~ clarification on minutes of committee meetings

~~lm.~~ reports for decision by the Full Council

~~mn.~~ consideration of motions

~~ne.~~ any debate adjourned from earlier in the meeting (Adjournment Debate)

CONSTITUENCY SPEECHES

~~21. At any Full Council meeting except the annual meeting, a special meeting and the annual budget meeting, Councillors will be given an opportunity to speak for up to three minutes on any issue arising in their division.~~

~~22. Such a speech will not give rise to a debate or a question and answer session.~~

- ~~23. Any Councillor who wishes to make a three minute speech must notify Democratic Services by 10 am two working days before the Full Council meeting.~~
- ~~24. A maximum of 30 minutes is allowed for this item. If the number of Councillors wishing to make three minute speeches is such that this 30 minute allocation would be exceeded, Councillors authorised to speak will be decided by ballot based on political proportionality.~~

Appendix 3

PROCEDURE RULES FOR MEETINGS OF THE FULL COUNCIL

QUESTIONS TO COMMITTEE CHAIRMAN

39. Any questions for Council which are withdrawn at the meeting or which fall, because the member asking the question is not present in the chamber at Council question time cannot be resubmitted in the same form under procedure rule ~~39~~40 for a period of three months following the meeting. For clarity this does not apply to those questions which are not discussed at a meeting because of lack of time. These questions will continue to receive a written response within 15 days of the date of the meeting.

Appendix 4

HEALTH SCRUTINY COMMITTEE – TERMS OF REFERENCE

42. Responsibility for scrutinising health matters ~~in the areas covered by the Clinical Commissioning Groups for Ashfield, Bassetlaw, Mansfield and Newark and Sherwood~~ in the County Council's area.

JOINT CITY/COUNTY HEALTH SCRUTINY COMMITTEE – TERMS OF REFERENCE

44. To scrutinise health matters which impact both on the areas covered by Nottingham City Council and ~~the Broxtowe, Gedling, Hucknall and Rushcliffe areas of Nottinghamshire~~ County Council.
- ~~45. Where an NHS Trust operates in a wider area than above, to scrutinise any health matter which affects that area with the proviso that it will defer to the relevant City or County Health scrutiny body as requested.~~

