

SUMMONS TO COUNCIL

date Thursday, 14 May 2015
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 26 March 2015 5 - 12
- 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 Chairman's Business
 - a) Presentation of Awards/Certificates (if any)
- 7a Presentation of Petitions (if any) (see note 5 below)
- 7b Petitions Responses Report from Transport & Highways Committee 13 - 20

7c	Petitions Responses Report from Environment & Sustainability Committee	21 - 24
7d	Petitions Responses Report from Economic Development Committee	25 - 26
8	Clarification of Committee Meeting Minutes published since the last meeting	27 - 28
9	Recognition of Members and Officers of Groups	29 - 32
10	Appointment of Committees	33 - 42
11	Amendments to the Council's Constitution	43 - 54
12	Questions	
	a) Questions to Nottinghamshire and City of Nottingham Fire Authority	
	b) Questions to Committee Chairmen	
13	ADJOURNMENT DEBATE (if any)	

NOTES:-

(A) For

Councillors

(1) Members will be informed of the date and time of their Group meeting 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 a 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) Commonly used points of order

32 - Supplementary Questions must be on the same matter

46 - The Member has spoken for more than 10 minutes

48 - The Member is not speaking to the subject under discussion

51 - The Member has already spoken on the motion

56 - Points of Order and Personal Explanations

75 - Disorderly conduct

(7) Time limit of speeches

Motions

46 - no longer than 10 minutes

Petitions

23 - up to one minute



Nottinghamshire County Council

Meeting COUNTY COUNCIL

Date Thursday, 26th March 2015 (10.30 am – 1.25 pm)

Membership

Persons absent are marked with 'A'

COUNCILLORS

Pauline Allan (Chairman)
Sybil Fielding (Vice-Chairman)

Reg Adair		Darren Langton
Roy Allan		Bruce Laughton
John Allin		Keith Longdon
Chris Barnfather		Rachel Madden
Alan Bell		Diana Meale
Joyce Bosnjak		John Ogle
Nicki Brooks	A	Philip Owen
Andrew Brown		Michael Payne
Richard Butler		John Peck JP
Steve Calvert		Sheila Place
Ian Campbell		Liz Plant
Steve Carr		Mike Pringle
Steve Carroll		Darrell Pulk
John Clarke		Alan Rhodes
John Cottee		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		Martin Suthers OBE
Kate Foale		Parry Tsimbiridis
Stephen Garner	A	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		Yvonne Woodhead
Roger Jackson		Liz Yates
David Kirkham	A	Jason Zadrozny
John Knight		

HONORARY ALDERMEN

Martin Brandon-Bravo OBE
Terry Butler
John Carter

OFFICERS IN ATTENDANCE

Mick Burrows	(Chief Executive)
Jayne Francis–Ward	(Policy, Planning and Corporate Services)
Jon Wilson	(Adult Social Care, Health & Public Protection)
Derek Higton	(Children, Families and Cultural Services)
Claire Gollin	(Environment and Resources)
Tim Gregory	(Environment and Resources)
Sara Allmond	(Policy, Planning and Corporate Services)
Carl Bilbey	(Policy, Planning and Corporate Services)
Martin Done	(Policy, Planning and Corporate Services)
Catherine Munro	(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: 2015/015

That the Minutes of the last meeting of the County Council held on 26th February 2015 be agreed as a true record and signed by the Chairman.

2. APOLOGIES FOR ABSENCE

Apologies for absence were received from:-

Councillor Philip Owen (other reasons)
Councillor Gail Turner (other reasons)
Councillor Jason Zadrozny (other reasons)

Apologies for absence were also received from Councillor Gordon Wheeler who would be arriving late due to a medical appointment and Councillor Bruce Laughton who would be arriving late as he was on other County Council business.

3. DECLARATIONS OF INTEREST

There were no declarations of interest

4. CHAIRMAN'S BUSINESS

(a) PRESENTATION OF AWARDS

The Catch 22 from Care2Work Employability Quality Mark

Councillor John Peck introduced the award which was won by the Children's Social Care Leaving Care Team which demonstrated performance and commitment to employability for young people leaving care aged 16 to 25 years. The Chairman received the award from Councillor Peck and presented it to Dawn Godfrey – Group Manager; Sally Swindall and Karen Evans – Team Managers in the Leaving Care Team; Richard Pincott and Rebecca Dixon – Achievement Advisors and Tom Aram and Anna Butler – Leaving Care Workers

(b) RETIREMENT OF MICK BURROWS, CHIEF EXECUTIVE

The Chairman, Councillor Alan Rhodes, Councillor Mrs Kay Cutts MBE, Councillor Stan Heptinstall MBE, Councillor Parry Tsimbiridis, Councillor David Kirkham, Councillor Maureen Dobson, Councillor Ken Rigby, Councillor Keith Walker, Councillor Joyce Bosnjak, Councillor John Knight, Councillor Richard Jackson and Councillor Tony Roberts MBE spoke to thank Mick Burrows for his hard work and dedication during his time as Chief Executive and wished him well in his retirement.

(c) URGENT ITEMS

The Chairman had agreed that two late urgent items – Recognition of Officers of Groups report and Membership of Committees report could be added to the agenda to comply with legal requirements. The two urgent items would be taken after agenda item 9 – Local Government Pensions Scheme Governance Regulations with the Recognition of Officers of Group being taken first.

5. PRESENTATION OF PETITIONS

The following petitions were presented to the Chairman as indicated below:-

- (1) Councillor Liz Yates requesting a return to all night lighting in a small area of Misterton
- (2) Councillor Sue Saddington regarding a proposed bus stop on Marsh Lane, Farndon
- (3) Councillor Steve Carr regarding a residents parking scheme on Grange Avenue, Beeston

RESOLVED: 2015/016

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

6. QUESTIONS

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

No questions were received

(b) QUESTIONS TO COMMITTEE CHAIRMEN

One question had been received as follows:-

- (1) from Richard Jackson regarding extending the Robin Hood Line (Councillor Steve Calvert replied on behalf of Councillor Kevin Greaves).

The full response to this question is set out in Appendix A.

Councillors Steve Carr, Tom Hollis and Rachel Madden left the meeting at 11.19am and did not return.

During consideration of this item the Council adjourned from 11.40am to 12.53pm.

Councillor Wheeler having submitted his apologies for arriving late to the meeting due to a medical appointment arrived at the meeting at 12.53pm.

7. 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.

8. NOTTINGHAMSHIRE COUNTY COUNCIL'S PAY POLICY STATEMENT 2015-2016

Councillor Alan Rhodes introduced the report and moved a motion in terms of resolution 2015/017 below.

The motion was seconded by Councillor Joyce Bosnjak.

RESOLVED: 2015/017

That the Pay Policy Statement, which sets out the Council's existing policies, procedures and terms and conditions of employment for all staff be approved for publication on the Council's website by 1st April 2015.

9. LOCAL GOVERNMENT PENSIONS SCHEME GOVERNANCE REGULATIONS

Councillor Alan Rhodes introduced the report and moved a motion in terms of resolution 2015/017 below.

The motion was seconded by Councillor Joyce Bosnjak.

RESOLVED: 2015/017

- 1) That the establishment of a Local Pensions Board for Nottinghamshire be approved as set out in the report, including its membership and Terms of Reference as set out in Appendix one of the report.
- 2) That the Monitoring Officer be authorised to finalise all documentation required e.g. the Code of Practice, Procedure Rules and any other documentation to ensure the Board is legally compliant and to make the necessary amendments to the Council's Constitution.
- 3) That a further report be brought to Full Council to update members on the establishment of the Board as soon as practicable after its members have been appointed.

URGENT ITEM 1 - RECOGNITION OF MEMBERS OF GROUPS

Councillor Steve Carroll introduced the report and moved a motion in terms of resolution 2015/018 below.

The motion was seconded by Councillor Nicki Brooks.

RESOLVED: 2015/018

That the membership of the political groups be noted.

URGENT ITEM 2 – MEMBERSHIP OF COMMITTEES

Councillor Steve Carroll introduced the report and tabled amendment and moved a motion in terms of resolution 2015/019 below.

The motion was seconded by Councillor Nicki Brooks.

RESOLVED: 2015/019

That the allocation of committee seats be approved

10. CHANGES TO THE CONSTITUTION

Councillor Alan Rhodes introduced the report and moved a motion in terms of resolution 2015/020 below.

The motion was seconded by Councillor Joyce Bosnjak.

RESOLVED: 2015/020

- 1) That the proposed changes to the Council's Constitution as set out in the report be approved; and
- 2) That the procedure rules for Full Council be amended as set out in Appendix 1 of the report;
- 3) That the procedure rules for Committees and Sub-Committees be amended as set out in Appendix 2;
- 4) That the Monitoring Officer make any other consequential amendments to the Constitution arising from the above decision

Councillor Laughton having submitted his apologies for arriving late to the meeting due to other County Council business arrived at the meeting at 1.10pm.

11. ADJOURNMENT DEBATE

None

The Chairman declared the meeting closed at 1.25 pm.

CHAIRMAN

APPENDIX A

COUNTY COUNCIL MEETING HELD ON 26TH MARCH 2015 QUESTIONS TO COMMITTEE CHAIRMEN

Question to the Chairman of the Transport and Highways Committee, from Councillor Richard Jackson

Plans to extend the Robin Hood Line to Ollerton and Edwinstowe have received backing from local residents, MPs, the Mayor of Mansfield, and the Secretary of State for Transport.

Can the Chairman of the Transport and Highways Committee confirm that this Council is 100% behind Sherwood MP Mark Spencer's campaign for this line extension and will do everything possible to make it happen?

Response from Councillor Steve Calvert, Vice-Chairman of the Transport and Highways Committee on behalf of Councillor Kevin Greaves, Chairman of the Transport and Highways Committee

The County Council was the initiator of the Robin Hood Line project to re-open the railway between Nottingham, Mansfield and Worksop. Work commenced in the late 1980s and the Line was completed in 1998. The Council invested £6m from its reserves with other funds made available nationally and from the European Union.

The County Council has been delighted by the success of the project, carrying over one million passengers per annum which makes it the busiest re-opened railway line anywhere in England. The continued success led the Council to increase the frequency of services in the years 2000, 2002 and 2008 with the introduction of half hourly services on Monday to Saturday and a Sunday service.

The re-opening of the Dukeries Line to Ollerton would be a natural extension of the Robin Hood Line from Shirebrook and would include the re-opening of stations at Warsop, Edwinstowe and a new station at Ollerton. It has been a long standing aspiration of this County Council and is recognised as a key component of its wider strategy to promote economic growth in the Sherwood area. We have already commissioned feasibility work from Network Rail which estimated that, whilst the scheme is thankfully feasible (most of the track is in good condition), the likely capital cost of the works required are in the order of £12m in addition to a County Council revenue subsidy required of around £500,000 per annum. The County Council has now commissioned more detailed design work to see if there are any options to further reduce the annual revenue subsidy requirement. The County Council has commissioned all these studies without the financial support of any other bodies.

An article appeared on the website of the Newark Advertiser last October regarding a meeting between Mark Spencer, the MP for Sherwood, Claire Perry, Parliamentary Under Secretary of State for Transport and representatives from the Ollerton and District Economic Forum. It reported that Claire Perry would work with Mark Spencer and assist in putting together a business case which could then be submitted to

Government. This sounded promising so we waited to hear from either of them but to no avail. Accordingly, our Chairman of Transport and Highways Committee wrote to Claire Perry in December to welcome her offer of support and proposed a 50/50 share of costs for the next stage of feasibility work. There was still a wall of silence. We chased up a reply on 4th February and on the 27th February. Finally we received a response (and an apology) dated 4th March from Claire Perry which said that it was not appropriate to read any firm commitment to funding our proposed feasibility studies which are fundamental to the business case. Furthermore there was no reference to any so called “campaign” led by Mark Spencer MP.

I can therefore confirm that this Council is leading the work on developing a business case for the re-opening of the extension to Ollerton and is working very closely with Network Rail, East Midlands Trains and the Department of Transport to achieve it. It remains the only body investing any funds in the project. I am not aware of any significant contribution by the local MP to the success of this work but I would welcome his support.

**REPORT OF THE CHAIRMAN OF THE TRANSPORT AND HIGHWAYS
COMMITTEE****RESPONSES TO PETITIONS PRESENTED TO THE CHAIRMAN OF THE
COUNTY COUNCIL ON 15TH JANUARY 2015 AND 26TH FEBRUARY 2015****Purpose of the Report**

1. The purpose of this report is to inform Council of decisions made by the Transport and Highways Committee concerning issues raised in petitions presented to the County Council on 15th January 2015 and 26th February 2015.
2. **Petition Requesting the Investigation of Provision of Separate Right Turn Lane for A60 Northbound Traffic at A60/A6006 Traffic Signal Junction (Ref 2015/097)**
3. A 160 signature petition was presented to Full Council on 15th January by Councillor Andrew Brown which requested the re-investigation of the right turn facility and lane allocation on the northbound A60 approach to the A60/A6006 traffic signal junction at Rempstone. The petition also requested investigation of the capacity of the A6006 through Rempstone to cope with the volume of Heavy Goods Vehicles (HGVs) that pass through the village as they continually mount the pavement.
4. With regard to the first section, on the A60 northbound approach to the junction there are far more left turning vehicles than right turners and the current lane allocation reflects this. The current lane allocation is nearside lane left turn only, offside lane ahead and right turn. Adjusting the lane allocations would reduce capacity and increase queues as more traffic would be forced into one lane. It would also increase the risk of collisions between vehicles moving from the nearside lane to the offside lane to get round left turning vehicles.
5. Regarding the second request, the A6006 through Rempstone is an 'A' class road. These type of roads have the purpose of carrying HGVs as they are part of the National Route Network. The overriding of the footway is not due to the volume of HGVs, but bad driving. Bollards cannot be employed to try and deter this practice as the footways are too narrow for them to be accommodated without also obstructing pedestrians and wheelchair users. There has been no recent pattern of accidents occurring due to this behaviour and it is unlikely that HGVs are overriding the footways at speed or without due care of any pedestrians who might be present. Subsequently, instances of driving on the footways should be reported to the Police.

6. **Petition Requesting the Resurfacing of Bollards Lane, Sutton Bonington (Ref:2015/098)**

7. At the meeting of Full Council on 15th January 2015, Councillor Andrew Brown presented a petition with 51 signatories asking for the carriageway of Bollards Lane to be resurfaced. The petition stated that 28 potholes had been filled in 2012 and a further 48 potholes weremarked out on the road now. The petitioners also stated that the nearby Bucks Lane was resurfaced despite it having fewer houses on it than Bollards Lane.
8. The annual inspection of Bollards Lane in 2012 led to 28 potholes being repaired but no repairs were required in 2013. The annual inspection of Bollards Lane in November 2014 showed that although the carriageway condition is generally poor, most of the defects do not meet intervention levels for repair. However, as the surface is stripping off in a number of areas, it was decided that the road would be a good candidate for a new treatment called Nu-phalt in order to stabilise its overall condition. Nu-phalt is a thermal treatment which heats up and recycles the existing surface and is best used to treat roads which have a series of shallow defects. Subsequently, the inspector marked up 48 areas on the road to be treated with Nu-phalt and this work will be carried out shortly.
9. Bucks Lane was resurfaced in Spring 2010 as part of a Building Better Communities initiative which was requested by both the Parish Council and the local Member. The road had drainage issues as well as a poor surface. Heritage funding was also gained for the improvement as the road is on top of an old burial ground and the adjacent brick wall of Sutton Bonington Hall is listed.
10. Bollards Lane is not a high priority for a full resurfacing treatment which would be far more expensive than Nu-phalt. Subsequently, it is felt that the currently planned works are an appropriate approach to maintaining this road.

11. **Petition Requesting the Implementation of a Residents' Parking Scheme on Windsor Street, Stapleford (Ref:2015/99)**

12. A 20 signature petition was presented to the 15th January 2015 meeting of the County Council by Councillor Jacky Williams. The petitioners requested the introduction of a Residents' Parking Scheme on Windsor Street, Stapleford.
13. Windsor Street is a residential street situated close to Stapleford town centre with the majority of properties having off-street parking. Experience shows that the availability of off-street parking makes it likely that residents will decide not to purchase a permit, resulting in the council incurring a cost for introducing and administering a scheme that benefits relatively few residents.
14. Looking at the road in question the issue may well be vehicles parking across driveways and causing an obstruction. In these circumstances a residents' parking scheme is not the most appropriate solution and the residents may want to consider the option of an 'H' bar across their driveway, although there is a charge for this service.

15. **Petition Regarding Network Rail's proposal to close all Level Crossings between London Kings Cross and Doncaster (Ref 2015/100)**

16. A petition of 102 signatures was presented to the County Council meeting on 15th January 2015 by County Councillor [David Seddon](#) of Sutton Bonington. The petition requested that:

“1) Network Rail do provide their proposed road bridge (with safe footpath) to replace Norwell Lane Crossing; provide a bridleway along the western side of the East Coast Mainline (ECML) from the Norwell Crossing bridge to Bathley Lane, and consider providing a footbridge at Bathley Lane Crossing for access to the centre of the village; and

2) NCC reroute public footpath FP1 (which still crosses the A1, as well as ECML)”.

17. During the first consultation events in summer 2014 Network Rail and their consultants, Mott MacDonald, proposed the closure of Bathley Lane level crossing and to divert all users on a new section of road which joins the Great North Road to the south of the existing crossing. Users would then cross the railway by using the existing road bridge on the Great North Road south of the A1 roundabout at North Muskham. Petitioners are requesting that Network Rail consider the provision of a footbridge at Bathley Lane level crossing with links to the rights of way network.
18. Network Rail has received a copy of the petition and the petitioners' suggestions. Network Rail and Mott MacDonald have also considered all the comments and feedback from their first consultation events and they are in the process of undertaking a second round of consultation. Officers from the Authority will continue to discuss the proposals with Network Rail and their consultants. Network Rail and Mott MacDonald are aiming to submit a Transport and Works Act Order to the Secretary of State in summer 2015. Members of the public and stakeholders will have the opportunity to formally object. Unsolved objections will be considered by the Planning Inspectorate at a public inquiry. Petitioners will be kept advised of progress by Network Rail and the County Council.
19. **Petition Requesting the Repair of Footway and Road on Hardwick Avenue, Newark (Ref 2015/101)**
20. At the County Council meeting on 15th January 2015 a petition (ref: 2015/101) of 22 signatures and comments was presented by County Councillor Stuart Wallace. The petition, from concerned residents, requested that Nottinghamshire County Council refurbishes Hardwick Avenue in Newark. Concern was expressed that tree roots were breaking up the surface of the footway making it hazardous for pedestrians. They also stated that the road is in poor condition.
21. A recent inspection of Hardwick Avenue has shown that substantial footway and carriageway repairs are needed. However, the programme for the next financial year is fully committed so Hardwick Avenue will be considered for inclusion in the 2016/17 works programme.
22. **Petition Requesting the Extension of No Stopping Restrictions on Sunnycroft Court and The Park in Mansfield (Ref: 2015/102)**
23. A 31 signature petition was presented to County Council on 15th January 2015 by Councillor Andy Sissons. The petition supported the parking restrictions making the existing 'School Keep Clear' markings at The Park in Mansfield legally enforceable, but

requested that these be extended to cover the whole of Sunnycroft Court and further along The Park (as far as the entrance to Lochbuie Court) to enhance the safety of residents and children at the school. The petition raised concern that the wider area becomes congested at school start and finish times with double parking and conflict between vehicles, students and other pedestrians on the hammer heads used to turn vehicles around.

24. The proposals to make the existing 'School Keep Clear' markings on The Park enforceable were consulted on and advertised as part of an area-wide programme (Mansfield East and South – TRO2177) during July 2014. Apart from the petition requesting further no stopping restrictions there were no objections received that are considered as outstanding to the advertised proposals on The Park.
25. The 'No Stopping On Entrance Markings' restrictions are used to keep the school entrance clear of stationary vehicles (even if picking up or setting down children) and prohibit vehicles from stopping on the markings, they do not exclude vehicles from turning in an area at the end of a road. Additional restrictions such as No Waiting At Any Time (double yellow lines) can be introduced to prevent parking and keep areas clear of vehicles such as around a junction or pedestrian crossing points. The current proposals once in force will be monitored and if necessary consideration given for additional parking restrictions in a future year's programme if funding permits.
26. Any further restrictions would be subject to the necessary consultation and statutory undertakings that may result in further objections being received that would need to be considered.
27. **Petition Requesting the Registering of a Pathway as a Right Of Way in Carlton (Ref 2015/103)**
28. A petition of 118 signatures was presented to the County Council meeting on 15th January 2015 by County Councillor Roy Allan. The petition stated that:

We the undersigned do hereby petition Nottinghamshire County Council, Gedling Borough Council and whoever else it may concern to ensure continued access for walkers and cyclists (as established by over 130 years of continued and well documented public use), to the grassed footpath section of Ethel Avenue between Emmanuel Avenue and Kenrick Road which has been unofficially blocked since July 2013.

In the light of a current residential planning application which threatens continued public access to this route we also strongly urge Nottinghamshire County Council to prioritise the decision regarding the recent application to have this section of Ethel Avenue registered as a public bridleway, in order to protect this very much valued local route”.

29. The petition refers to an unregistered public right of way in Carlton. The Countryside Access Team received an application from the Ramblers' Association in November 2013 to record this path on Nottinghamshire's legal record of public rights of way, the Definitive Map and Statement. The Countryside Access Team has considered the evidence and believes that on the balance of probabilities that a public bridleway exists between Kenrick Road and Emmanuel Avenue. As part of the process, Officers conducted a pre-consultation with interested parties and received an objection from the developer who has blocked the 'Page 16 of 54

30. Officers now need to present a report to the County Council's Planning and Licensing Committee for a decision on whether to make an Order or not. If an Order is made this will be on public deposit for six weeks and if during this period unresolved objections are received, the Order will be submitted to the Secretary of State for a public inquiry. Petitioners and the developer will be kept advised of progress and recommendations will be made to the Planning and Licensing Committee in due course.
31. The Authority's Highways Development Control Team has formally objected to the planning application. The applicant intends to use the path for vehicular access to one of the proposed properties. However, due to the current physical width of the path, Highways DC consider that the track is not wide enough to safely accommodate both vehicles and pedestrians. The applicant has entered into negotiations with Gedling Borough Council regarding the potential purchase of land in order to widen the path. This would potentially provide a satisfactory width to accommodate use by vehicles to one dwelling, as well as pedestrians using the path. At this stage there have been no details submitted which indicate how wide the path / access will be.
32. **Petition Requesting That The County Council Enter Into Discussions With The City Council Regarding The Extension Of The Medi-Link Service To The New Park & Ride Site At Clifton (Tram Service) (Ref:2015/106)**
33. A 1151 signature petition was presented to Full Council on 26th February by Councillor Andrew Brown requesting that the County Council enters into discussions with the City Council regarding the possible extension of the Medi-link service, which is funded by the NHS and City, to Clifton tram stop.
34. Discussions with the City Council are ongoing covering a range of strategies to improve local bus service provision in the Greater Nottingham area especially when the two new tram lines are operational, specifically the provision and route of the Medi-link service and any possible extension will form part of the discussions. At present NCT service 53 (Grey Lane) provides a 30 minute frequency throughout the day from Clifton serving both the QMC and City Hospital. It is hoped that this service will also serve the new Tram Park and Ride site when the Clifton line is operational.
35. **Petition Requesting a Safe Crossing Point Between A617 Woburn Lane And Poplar Drive, Pleasley (Ref:2015/107)**
36. A petition of 415 signatures was presented to Full Council on 26th February 2015 by Councillor Darren Langton requesting a safe crossing point be constructed between the junctions of the A617 MARR Route/Woburn Ln and Poplar Drive, Pleasley. It stated that increased pupil numbers at the nearby Farmilo Primary School on Woburn Rd, new play facilities at Woburn Rd play area and the Pleasleyhill Regeneration Scheme featuring 150 new houses as being likely to increase vehicle and pedestrian traffic in the near future warranting better pedestrian facilities.
37. Within this road length there are currently 2 existing pedestrian refuges, 3 westbound interactive speed signs, an eastbound school warning sign with flashing amber warning lights and to the west of Poplar Dr there is an eastbound interactive speed sign. The

proposed Section 106 Agreement for the Pleasleyhill Regeneration Scheme includes various improvements, but upgraded pedestrian facilities were not felt to be necessary.

38. The Crash Reduction Team has been looking at the whole A617/A6191 Chesterfield Road North route and carried out a speed survey in the area in question which showed the 85th percentile speed as being 30mph in the 30mph speed limit. There have also been no pedestrian accidents from 2011 to November 2014 (the latest data available). Subsequently, no improvements are currently being proposed on safety grounds at this location. However, accident patterns will continue to be monitored and we will review the situation as necessary.
39. The Council will also carry out pedestrian/vehicle surveys following the completion of the Pleasleyhill Regeneration Scheme at both existing pedestrian refuges and consider if either facility warrants upgrading to a light controlled pedestrian crossing as part of a future Local Transport Plan Programme.

40. Petition Opposing The Proposed Changes To Parking Bays And One-Way System In Kirkby-In-Ashfield (Ref: 2014/0108)

41. A 32 signature petition was presented to County Council on 26th February 2015 by Councillor John Knight. The petition is a result of consultation undertaken on changes to the Traffic Regulation Orders required to help improve traffic flows in Kirkby in Ashfield, especially along Station Street. The proposed improvements include the relocation of the bus stops sited to the east of Ellis Street, reversing the one-way system on Ellis Street and making Pond Street one-way in an eastbound direction. These changes will also require a small reduction in parking bays in the town.
42. The petition opposed both the proposed changes to the parking bays and the one-way system on Pond Street. The petition raised concern that the changes would put a significantly higher volume of traffic (including heavy goods vehicles) along Pond Street, having a negative impact on residents many of whom are elderly. The petitioners also stated that there is no provision for a crossing and express concern that the junction of Pond Street and Portland Street will be unable to function efficiently under the new highway layout.
43. The consultation on the changes to the Traffic Regulation Orders ended on Friday 10th April 2015 and the petition will be considered as an objection to the scheme. The outcome of the consultation, including the objections contained in the petition (and any other comments/objections received), will be considered and reported to a future Transport and Highways Committee in due course.

44. Petition Requesting Traffic Calming Measures at East Drayton (Ref:2015/109)

45. A 123 signature petition was presented to the 26th February meeting of the County Council by Councillor John Ogle. The petitioners requested the introduction of traffic calming in East Drayton Village.

46. Increasingly the development and public consultation on proposed physical traffic calming schemes (road humps etc.) has led to significant concerns from local residents about the impact these have on their daily travel. These schemes are also an expensive investment for the County Council.
47. Traffic calming is only considered as a casualty reduction measure and the accident rate here would not support this. The suggested initial approach therefore is for local speed watch to be established. This is led by the local community and supported by the Police and can bring immediate benefits.
48. Two sites in East Drayton were assessed for the provision of flashing interactive speed limit signs in 2014 and neither site achieved a sufficiently high score in terms of vehicle speeds and volumes to be considered a priority. These will however be carried forward for consideration from the 2016/17 Programme.
49. The county council has received an offer to fund the installation of a sign privately. Discussions are ongoing with the potential funder to agree terms and conditions. As soon as this is resolved the county council will contact the parish council to agree an appropriate location for a sign.

50. Petition Requesting Reduction of Speed Limit to 50mph on A610 Nuthall Bypass (Ref:2015/110)

51. The County Council has received a number of requests from local residents and the local County Councillor for the speed limit to be lowered on the section of the A610 Nuthall Bypass between the Nuthall roundabout and Cinderhill roundabout which is within the City area. The mean speed on this section of road is 46mph, which indicates that a 50mph speed limit would be appropriate. The section is currently dual carriageway and derestricted so operates under the national speed limit of 70mph. The proposed lower 50mph speed limit for the A610 was recommended as part of Nottinghamshire County Council's 2011 speed limit review in order to improve road safety.
52. A 45 signature petition was presented to the 26th February 2015 meeting of the County Council by Councillor Philip Owen. The petition was organised on the social media web site Facebook seeking support or otherwise for the proposal to reduce the speed limit from 70mph to 50mph on the A610 Nuthall Bypass. 41 petitioners did not support the speed reduction, 2 were in support and 2 did not state any preference.
53. The proposed speed limit reduction has been subject to public consultation and formal advertisement earlier this year and six responses were received - the common theme was the desire for a 40mph order to be applied rather than the 50mph limit proposed.
54. The Transport and Highways Committee on the 12th February 2015 approved the proposed speed limit reduction on the basis that such a change takes into account a balanced view of the needs of all road users, current average speeds and likely levels of driver compliance with resultant road safety benefits.

Other Options Considered

55. Each petition response sets out any other options that may be considered.

Statutory and Policy Implications

56. 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

It is RECOMMENDED that the contents of the report and the actions approved be noted.

**Report of Councillor Kevin Greaves
Chairman of the Transport & Highways Committee**

For any enquiries about this report please contact:

Neil Hodgson
Tel 0115 977 4681

Background Papers and Published Documents

Minutes of the County Council meetings on 15th January 2015 and 26th February 2015.

Electoral Division(s) and Member(s) Affected

Soar Valley, Bramcote & Stapleford, Farndon & Muskham, Newark East, Mansfield South, Arnold South, East Leake, Mansfield West, Kirkby in Ashfield North, Tuxford and Nuthall.

**REPORT OF THE CHAIRMAN, ENVIRONMENT AND SUSTAINABILITY
COMMITTEE****PETITIONS RECEIVED OBJECTING TO THE EXPLORATION FOR AND USE
OF SHALE GAS AND COAL BED METHANE IN BASSETLAW AND
NOTTINGHAMSHIRE****Purpose of the Report**

1. To inform Council of the decision made at Environment and Sustainability Committee on 2nd April 2015 in respect of the petitions presented to Chairman of the County Council at the Council meeting on 22nd January 2015.

Petitions: opposition to the exploration for and extraction of unconventional hydrocarbons (including shale gas and coal bed methane)

2. Two petitions relating to shale gas fracking and unconventional hydrocarbons were presented to Council on the 22nd January 2015.

The first petition contains 907 signatures and states:

'We call on the local council to reject all shale gas fracking and coal bed methane exploration applications. Look at the strong body of evidence that these are both as yet unproven as safe, and are in fact dangerous to public health and urge those in power to spend money on renewable energies, not short term retrograde procedures. The ignorance of few will cost the health of the many, and for what? Money?'

The second petition contains 915 signatures and states:

'We the undersigned do not wish to see the extraction (or exploratory work to extract) of any fossil fuels by unconventional means in any part of the district of Bassetlaw, North Nottinghamshire. This includes hydraulic fracturing to extract shale gas, the extraction of coal bed methane and the process of underground coal gasification.'

3. Whilst the petitions express concern and opposition to the exploration of unconventional hydrocarbons, the petitions submitted did not make specific reference to either, the emerging Minerals Local Plan or a specific planning application. As such the petitions cannot be formally registered to a planning application or the Minerals Local Plan.
4. Similar issues to those contained in the petitions have been raised through objections to the hydrocarbons policy at the Preferred Approach consultation stage of the Minerals Local Plan and as such these will be considered as part of the Minerals Local Plan process.

5. At Environment and Sustainability Committee on 2nd April 2015, the following response was agreed to be sent to the petition organiser:

“The County Council acknowledges receipt of the petitions, on the 22 January 2015 in relation to the opposition to unconventional hydrocarbon exploration and or extraction in Nottinghamshire. As the minerals planning authority, Nottinghamshire County Council will consider all planning issues in determining any possible future planning applications for shale gas development. The County Council will also be considering unconventional hydrocarbons in its preparation of the Nottinghamshire Minerals Local Plan. Members of the public will have the opportunity to comment on any future planning applications and future stages of the preparation of the Minerals Local Plan.”

Other Options Considered

6. The report is for noting only.

Reason for Recommendation

7. To inform Council of the decision of the Environment and Sustainability Committee on 2nd April 2015.

Statutory and Policy Implications

8. 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.

Financial Implications

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

Implications for Sustainability and the Environment

10. The production of a Minerals Local Plan and associated documents is a statutory requirement.

RECOMMENDATION/S

- 1) That Council note the decision made at Environment and Sustainability Committee on 2nd April 2015.

Jayne Francis-Ward

Corporate Director, Policy, Planning and Corporate Services

For any enquiries about this report please contact: Lisa Bell, Planning Policy Team Manager, 01159 774547

Constitutional Comments

11. Because this report is for noting only no Constitutional Comments are required.

Financial Comments

12. There are no direct financial implications arising from the contents of this report.

Background Papers and Published Documents

- Nottinghamshire Minerals Local Plan Preferred Approach (October 2013);

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

REPORT OF THE CHAIR OF ECONOMIC DEVELOPMENT COMMITTEE**RESPONSE TO PETITIONS PRESENTED TO THE CHAIRMAN OF THE
COUNTY COUNCIL ON 26 FEBRUARY 2015****Purpose of the report**

1. The purpose of this report is to inform Full Council of a decision made by the Economic Development Committee concerning issues raised in two petitions presented to the Chairman of the County Council at the Council meeting on 26th February 2015.

Information and advice

2. Two petitions were presented to Full Council at its meeting on 26th February 2015 by Councillor Sue Saddington relating to the provision of fibre broadband in the villages of Fiskerton-cum-Morton and Thorpe. The petition from Fiskerton-cum-Morton had 221 signatures and the petition from Thorpe had 46 signatures.
3. A report proposing a response to the petitions was considered at Economic Development Committee on 31st March 2015. The report outlined the issues relating to the provision of fibre broadband across Nottinghamshire and highlighted the Council's ongoing work to negotiate extended coverage through contract 2. It also referenced the technical and financial challenges of delivering fibre broadband to the two communities concerned.
4. Economic Development Committee agreed that the petitioners be notified that the County Council will continue to work towards maximum connectivity within the confines of the contractual agreement and financial envelope. Further, Economic Development Committee emphasised that the County Council and its partners will do all that they can to encourage take-up of fibre broadband services as higher take-up will activate the gain-share mechanism in the contract which will enable further investment in fibre broadband across the County.

Reason/s for Recommendation/s

5. The Council's constitution requires petitions to be considered and responded to by the relevant Committee.

Statutory and Policy Implications

6. 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 in the body of the report.

Financial Implications

7. None.

RECOMMENDATIONS

8. That the response to the petitions be noted.

Councillor Diana Meale
Chair of Economic Development Committee

For any enquiries about this report please contact:

Jayne Francis Ward
Corporate Director, Policy, Planning and Corporate Services
Tel: 0115 977 3478

Constitutional Comments (SLB 01.05.2015)

9. This report is for noting only.

Financial Comments (SES 01/05/2015)

10. 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.

Broadband Petitions; report to Economic Development Committee, 31st March 2015, published.

Electoral Division(s) and Member(s) Affected

Farndon and Muskham, Councillor Sue Saddington.

REPORT OF THE CHIEF EXECUTIVE

Clarification of Minutes of Committee Meetings published since the last meeting on 26th March 2015

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 26th March 2015.

Information and Advice

2. The following minutes of Committees have been published since the last meeting of Full Council on 26th March 2015 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	2 nd March, 30 th March
Appeals Sub-Committee	None
Audit Committee	3 rd December 2014
Children & Young People's Committee	9 th March, 20 th April*
Community Safety Committee	24 th February
Corporate Parenting Sub-Committee	None
Culture Committee	9 th March
Economic Development Committee	3 rd March, 31 st March
Environment and Sustainability Committee	2 nd April
Finance and Property Committee	23 rd March
Grant Aid Sub-Committee	18 th March*
Health Scrutiny Committee	23 rd March*
Health & Well Being Board	4 th March
Joint City/County Health Scrutiny Committee	10 th March
Joint Committee on Strategic Planning and Transport	12 th December 2014
Nottinghamshire Pensions Fund Committee	None
Pensions Investment Sub-Committee	None
Pensions Sub-Committee	5 th February*
Personnel Committee	18 th March
Planning & Licensing Committee	24 th March
Police & Crime Panel	2 nd February
Policy Committee	11 th March, 22 nd April*
Public Health Committee	12 th March

Committee meeting	Minutes of meeting
Transport and Highways Committee	19 th March, 23 rd April*

* Minutes expected to be published before 14th May 2015, but not yet approved by the relevant Committee.

Anthony May
Chief Executive

REPORT OF THE CHIEF EXECUTIVE**RECOGNITION OF MEMBERS AND OFFICERS OF GROUPS****Purpose of the Report**

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

Information and Advice

2. At the annual meeting of the Council in May 2014 Members noted the composition of the political Groups of the Council 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 Council Labour Group
 - the Nottinghamshire County Council Conservative Group
 - the Liberal Democrats Group
 - the Independent Group
4. The memberships of the Groups are shown in the Appendix to this report. Since the last Full Council meeting there has been one membership change. Councillor Jason Zadrozny is no longer a member of the Liberal Democrats Group and is now a non-aligned member. The Appendix also gives details of the officers elected by the Groups. There has been one change since the last Full Council meeting, Councillor Ken Rigby has been appointed as Leader of the Liberal Democrats Group. This means that the overall political balance of the Council is as follows:-

	<u>Number</u>	<u>%</u>
Labour Group	32	47.76
Conservative Group	21	31.34
Liberal Democrat Group	7	10.45
Independent Group	3	4.48
Other	4	5.97

5. In addition to the four Groups detailed within this report, there are four non-aligned County Councillors who are not part of any political Group of the Council. These are Councillor Maureen Dobson, Councillor Ian Campbell, Councillor John Wilmott (Hucknall First Community Forum) and Councillor Jason Zadrozny.
6. Regulations made under the Local Government and Housing Act 1989 require that seats on Committees and Sub-Committees are allocated to the political groups in a way which

reflects the overall balance of the Council. Details of these are dealt with elsewhere in the agenda.

Other Options Considered

7. None, it is a requirement of the Constitution to report annually to Full Council

Reason for Recommendations

8. It is necessary for Council to note the political Groups on the Council and their Officers.

Statutory and Policy Implications

9. 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.

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 noted.

Anthony May
Chief Executive

For any enquiries about this report please contact: Sara Allmond
Tel: 0115 9773794 Email: sara.allmond@nottsccl.gov.uk

Constitutional Comments (JFW 30/04/2015)

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

Financial Comments (SES 30/4/15)

11. 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

MEMBERS AND OFFICERS OF GROUPS

(A) Nottinghamshire County Council Labour Group

32 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
Steve Carroll	Liz Plant
John Clarke	Mike Pringle
Jim Creamer	Darrell Pulk
Sybil Fielding	Alan Rhodes
Kate Foale	Pamela Skelding
Glynn Gilfoyle	Parry Tsimbiridis
Kevin Greaves	Muriel Weisz
Alice Grice	John Wilkinson
Colleen Harwood	Yvonne Woodhead

Officers

Leader:	Councillor Alan Rhodes
Deputy Leader:	Councillor Joyce Bosnjak
Business Manager:	Councillor Steve Carroll

(B) Nottinghamshire County Council Conservative Group

21 Members

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

Officers

Leader:	Councillor Mrs Kay Cutts MBE
Deputy Leader:	Councillor Martin Suthers OBE
Business Manager:	Councillor Chris Barnfather

(C) Liberal Democrats Group

7 Members

Steve Carr
Stan Heptinstall MBE
Tom Hollis
Keith Longdon
Rachel Madden
Ken Rigby
Jacky Williams

Officers

Leader:	Councillor Ken Rigby
Business Manager:	Councillor Steve Carr

(D) Independent Group

3 Members

Stephen Garner (Mansfield Independent Forum)
Andy Sissons (Mansfield Independent Forum)
Gail Turner (Selston Area Independents)

Officers

Leader:	Councillor Gail Turner
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(E) Non-aligned Members

Councillor Ian Campbell
Councillor Maureen Dobson
Councillor John Wilmott (Hucknall First Community Forum)
Councillor Jason Zadrozny

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 forthcoming municipal year be confirmed:-

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

- Local Joint Resolutions Committee
- Local Pensions Board
- 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. 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.
5. As in previous years, 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, Conduct 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.
6. 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 chart in Appendix A (to be circulated to Members ahead of the meeting) reflects this.

JOINT COMMITTEES WITH CITY COUNCIL

7. 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
8. 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 that from the coming municipal year the Chairman of

these Joint Committees will be nominated by the City Council and the Vice-Chairman by the County Council.

OTHER JOINT COMMITTEES

City of Nottingham and Nottinghamshire Economic Prosperity Committee

9. This 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)

10. 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 County Council 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

11. The Police and Crime Panel is a joint Committee of all the District / Borough Councils in Nottinghamshire, Nottingham City and the County Council.
12. 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 (2 & 2 co-optees); Nottinghamshire County Council (1 & 2 co-optees); Rushcliffe Borough Council (1), plus 4 Independent Member co-optees.

13. The County Council's ruling group is automatically given a place on the Panel. Following the establishment of the Police and Crime Panel in 2012 the Panel agreed to offer the County Council Liberal Democrat Group a co-opted place on the Panel to ensure overall political balance within the County.
14. 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 Panel also agreed to offer the County Council's Conservative Group a co-opted place to enable overall political balance across the City and County.
15. The overall political balance of the Panel will be reviewed following the various local elections on 8th May 2015. Decisions about subsequent co-options to enable

continued political balance will be taken by the Panel at its annual meeting on 15 June 2015. It is proposed that the Chairman of the Community Safety Committee should continue to be the Council's appointment to the Panel and that the existing co-options be reviewed as appropriate (the Liberal Democrat and Conservative Groups will be informed if any changes to the existing co-opted places are required).

Local Pensions Board

16. The Local Pension Board is a body that has been established to scrutinise the work of the Council in its capacity as local pension authority. There is a membership of 8, including 1 County Council representative; the specific membership requirements are set out in legislation and the Board is not subject to the rules of political proportionality. Work is underway to establish the Board and the appointment of the representative will be confirmed once the Board is established.

Bus Lane Adjudication Service Joint Committee

17. 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

18. 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

19. 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 as per the recommendation

Combined Fire Authority

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

External Appointments

21. 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

22. 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

23. 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

24. There are no changes to the existing Committee structure proposed and therefore there are no financial implications arising from this report.

RECOMMENDATIONS

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

- (a) That the Council confirm the establishment of the Committees and Sub-Committees of Council with their existing terms of reference and with the membership as set out in Appendix A.

N.B. This appendix once finalised will be circulated to members in advance of the meeting.

- (b) 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.
- (c) That the other representatives on the following 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.
- (d) That the Leader of the Council be an ex-officio member of all committees and sub-committees except the Appeals Sub-Committee, Conduct Committee, Health Scrutiny Committee, Planning and Licensing Committee, Senior Staffing Sub-Committee and Joint Committees; with the right to speak but not to vote.
- (e) That the Council make the following appointments of Chairman and Vice-Chairman until the Annual Meeting of the Council in May 2016, 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	Alan Bell
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	
Culture	John Knight	Pauline Allan
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	City Councillor	Jim Creamer
Joint Health Scrutiny (with City)	City Councillor	Parry Tsimbiridis
Nottinghamshire Pension Fund	Reg Adair	Mike Pringle
Pensions Investment Sub-Committee	Reg Adair	Mike Pringle
Pensions Sub-Committee	Reg Adair	Mike Pringle
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

- (f) That a Mental Health Guardianship Panel be established with 5 members (2 Labour Group, 2 Conservative Group, 1 Liberal Democrat Group), to make decisions on renewal and discharge of guardianship under the Mental Health Act 1983.
- (g) 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

- (h) That the Leader of the Council continues to be the representative appointed to the City of Nottingham and Nottinghamshire Economic Prosperity Committee and the Chairman of the Economic Development Committee continues to be appointed to act as substitute.
- (i) That the Chairman of Community Safety Committee be appointed as the Council's representative on the Nottinghamshire Police and Crime Panel and any further co-optees required after the review of political balance across the Panel's area be actioned as appropriate by the Team Manager, Democratic Services.
- (j) That the Chairman of the Transport and Highways Committee continues to be the representative appointed to the Bus Lane Adjudication Service Joint Committee and the Parking Adjudication Joint Committee.
- (k) 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.
- (l) That the membership of the Local Pensions Board be confirmed as part of the establishment of this joint body.
- (m) 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.

Anthony May
Chief Executive

For any enquiries about this report please contact:

Keith Ford
 Team Manager, Democratic Services
 Tel: 0115 977 2590

Constitutional Comments (JFW 28/4/15)

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

Financial Comments (SES 01/05/15)

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.

None

Electoral Division(s) and Member(s) Affected

All

APPENDIX A - Allocation of Committee Seats

Meeting	Number of County Cllrs	Labour	Cons	Lib Dems	Independ Group	Cllr Dobson	Cllr Campbell	Cllr John Wilmott	Councillor Zadrozny	Other
Adult Social Care and Health Committee	11	6	3	1	1					
Appeals Sub-Committee (pool)	11	5	3	1	1				1	
Audit Committee	9	3	3	1	1			1		
Children and Young People's Committee	11	5	3	1	1			1		4 non-voting co-optees
Community Safety Committee	9	4	3	1		1				
Conduct Committee	5	2	2	1						
Corporate Parenting Sub-Committee	9	3	3	1	1	1				
Culture Committee	11	6	3	1		1				
Economic Development Committee	9	4	3	1				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	3	2	1	1					
Greater Nott'm Light Rapid Transit Advisory Cttee	5	2	2					1		5 City Council Members
Health and Wellbeing Board	5	2	2	1						19 - see rec c
Health Scrutiny Committee	6	3	2	1						4 Dist. Council Members – see rec b
Joint City/County Health Scrutiny Committee	8	4	3	1						8 City Council Members
Joint Cttee on Strategic Planning & Transport	4	2	1						1	4 City Council Members
Local Joint Resolutions Committee	6	3	2		1					
Nottinghamshire Pension Fund Committee	9	4	3	1			1			
Pensions Investment Sub-Committee	9	4	3	1			1			8 -see rec. c
Pensions Sub-Committee	9	4	3	1			1			8 plus 2 pensioner reps – see rec c
Personnel Committee	9	4	3	1		1				
Planning & Licensing Committee	11	5	3	1	1				1	
Policy Committee	19	10	6	2	1					
Public Health Committee	9	5	3	1						
Senior Staffing Sub-Committee	9	5	3	1						
Transport and Highways Committee	11	6	3	1	1					

REPORT OF THE LEADER OF THE COUNCIL**AMENDMENTS TO THE COUNCIL'S CONSTITUTION****Purpose of the Report**

1. To agree changes to the Constitution in respect of the Procedure Rules relating to Council meetings, approval for conferences and travel and other changes required by new legislation.

Information and Advice

2. It is proposed that the procedure rules for meetings of Full Council are amended to include provision for constituency speeches. This would allow Members an opportunity to speak for up to three minutes on any issue specifically relevant to their electoral division. The proposed changes are set out in **Appendix 1**. The minutes of the meeting will reflect the general nature of speeches.
3. New legislation has changed the statutory process that local authorities must adopt in respect of the dismissal of their head of paid service, chief finance officer and monitoring officer. The main change from the old provisions is the removal of the Designated Independent Persons investigation and report process which was binding on authorities.
4. Under the new procedure an independent panel must be convened and their advice, views or recommendations must be taken into account before a decision on dismissal is taken by the authority. Minimum membership of the independent panel is two, and members will be taken from authorities' pool of appointed 'Independent Persons'.
5. The Employment Procedure Rules need to be updated accordingly and the proposed changes are set out in **Appendix 2**. The County Council currently has two appointed 'Independent Persons' under the procedure for dealing with complaints relating to the Code of Conduct for Councillors. The new legislation is published and referenced in the Background Papers section of this report.
6. New legislation repeals the duty which requires local authorities to prepare sustainable community strategies. References will be removed from the Constitution accordingly. Again, the new legislation is published and referenced in the Background Papers section of this report.

Changes to approval for Members' attendance at conferences, seminars and training and officer travel outside the UK

7. Currently, all Member attendance at conferences, seminars and training events requires prior approval by the relevant committee. Where events are publicised at short notice (which is often the case) this has required the use of urgent decisions by the Chief Executive. It is felt that this is not cost effective where events are free of charge.
8. In light of this it is proposed that attendance at free of charge events within the UK (mainland) should not require prior approval. Travel and subsistence claims will be dealt with in accordance with the Council's Travel and Accommodation Policy.
9. If these proposals are agreed, the relevant terms of reference for the various committees will need to be amended, along with Schedule 2 of the Councillors Allowance Scheme, to reflect this new approval process.
10. The proposed amendments are set out in **Appendix 3** and **Appendix 4**.
11. One minor amendment to the list of approved duties is proposed in order to correct an omission and enable committee vice chairmen as well as chairmen to undertake visits and duties outside the County area. The proposed amendment is included in **Appendix 3**.

Other Options Considered

12. The Council could decide to make no amendments to the current procedure rules or conference arrangements.

Reason/s for Recommendation/s

13. To ensure more efficient governance arrangements and comply with new legislation.

Statutory and Policy Implications

14. 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 agree the proposed changes to the Council's Constitution as set out in the report and
- 2) To amend the procedure rules for Full Council as set out in **Appendix 1**
- 3) To amend the Employment Procedure Rules as set out in **Appendix 2**
- 4) To amend Schedule 2 of the Councillor's Allowances Scheme (the Approved Duties (Travelling and Subsistence Allowances)) as set out in **Appendix 3**
- 5) To amend the Terms of Reference for relevant service committees as set out in **Appendix 4**.
- 6) For the Monitoring Officer to make any other consequential amendments to the Constitution arising from the above decision

Councillor Alan Rhodes
Leader of the Council

For any enquiries about this report please contact:

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0115 9773478

Constitutional Comments (SMG 30/04/2015)

15. The proposals in this report fall within the remit of Full Council.

Financial Comments (SES 30/4/15)

16. The financial implications are set out in the 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.

- The Local Authorities (Standing Orders) (England) (Amendment) Regulations 2015 are published
- The Deregulation Act 2015 is published

Electoral Division(s) and Member(s) Affected

- All

Appendix 1

PART FIVE – DEMOCRACY – PROCEDURES

PART A – 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 issues
- ~~h.i.~~ petitions
- ~~i.i.~~ clarification on minutes of committee meetings
- ~~j.k.~~ reports for decision by the Full Council
- ~~k.l.~~ questions to Nottinghamshire and City of Nottingham Fire Authority and responses
- ~~l.m.~~ questions to Committee Chairmen and responses
- ~~m.n.~~ consideration of motions
- ~~n.o.~~ any debate adjourned from earlier in the meeting (Adjournment Debate)

CONSTITUENCY ISSUES (ADDITION TO PROCEDURE RULES)

- 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 which specifically relates to their division and is relevant to the services provided by the County Council.
- 22. Such a speech will not give rise to a debate on the issue or a question and answer session.
- 23. Any Councillor who wishes to make a three minute speech must notify Democratic Services by 10am 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 the 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 2 – Employment Procedure Rules

PART SIX – GOVERNANCE - PART C – EMPLOYMENT PROCEDURE RULES

DISMISSALS AND DISCIPLINARY ACTION

13. In the case of dismissals, the Senior Staffing Sub-Committee will hear the case against the Senior Employee concerned and the hearing will be conducted in accordance with the Council's Disciplinary Procedure.
14. A final decision in respect of the dismissal of the Head of Paid Service, the Chief Finance Officer and the Monitoring Officer rests with full Council. Full Council will approve such dismissal before the notice of dismissal is issued.
15. The Senior Employee (unless the employee is the Head of Paid Service, the Chief Finance Officer or the Monitoring Officer) will have a right of appeal to the Appeals Sub-Committee in accordance with the appeals process set out in the Personnel Handbook. The Appeals Sub-Committee will be advised by an appropriate HR adviser who has had no previous dealings with the matter.
16. In the case of the Head of Paid Service, the Chief Finance Officer and the Monitoring Officer, no disciplinary action may be taken until ~~a recommendation has been made following an investigation by a designated independent person~~ the advice, views or recommendations of an independent panel are considered. The neutral act of suspension for the purpose of investigating the alleged misconduct can be made by:
 - a. the Monitoring Officer in relation to the Head of Paid Service; or
 - b. the Head of Paid Service in relation to the Chief Finance Officer or the Monitoring Officer,in consultation with the Council Leader and Chairman of the Personnel Committee and any suspension will be on full pay and for a period of no longer than two months.

Appendix 3 – Approved Duties

PART SIX – GOVERNANCE - PART A – FINANCIAL AFFAIRS

COUNCILLORS' ALLOWANCES SCHEME

SCHEDULE 2 – APPROVED DUTIES (TRAVELLING AND SUBSISTENCE ALLOWANCES)

FOR COUNCILLORS

1. Approved duties for the payment of travelling and/or subsistence allowances (the latter in exceptional circumstances only such as overnight stays) will include:
 - a. any attendance as a member or “observer” at meetings of the Council or its subordinate bodies (eg a committee, sub-committee, working party, panel, project steering group);
 - b. pre-agenda meetings of committees and sub-committees of the County Council or of any joint committee of local authorities covering the attendance of its Chair and Vice-Chair (and Opposition Spokesperson if appropriate, by invitation);
 - c. any attendance as a member of a joint committee of two or more local authorities or any sub-committee of that joint committee at a meeting of the joint committee or other body connected with the functions of that joint committee to which a Member is appointed by that joint committee;
 - d. any attendance at conferences, seminars and similar events within the UK mainland, provided that either there is no fee payable or attendance is approved in advance by the relevant committee under the TRAVEL AND ACCOMMODATION POLICY;
-
- l. Visits and duties outside the County area but within Great Britain for a period not exceeding 72 hours in connection with the discharge of any of the Council's functions made by committee Chairmen/Vice Chairmen Spokespersons of the main Minority Group/Group officers;

Appendix 4 – Policy Committee Terms of Reference

PART FOUR – ACCOUNTABILITY - RESPONSIBILITY FOR FUNCTIONS

PART A – TERMS OF REFERENCE

SERVICE COMMITTEES – TERMS OF REFERENCE (EXAMPLE OF CHANGE)

- g. Approving all Councillor attendance at conferences, seminars and training events within the UK mainland for which a fee is payable 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.

