

## SUMMONS TO COUNCIL

date Thursday, 27 May 2021  
**commencing at 10:30**

venue East Midlands Conference Centre,  
Beeston Lane, Nottingham NG7 2RJ

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 County Council Elections 7 - 10
- 4 Recognition of Members and Officers of Groups 11 - 16
- 5 Minutes of the last meeting held on 25 March 2021 17 - 38
- 6 Apologies for Absence
- 7 Declarations of Interests by Members and Officers:- (see note below)
  - (a) Disclosable Pecuniary Interests
  - (b) Private Interests (pecuniary and non-pecuniary)
- 8 Chairman's Business
  - a) Presentation of Awards/Certificates (if any)

- 9 Constituency Issues (see note 4)
- 10 Presentation of Petitions (if any) (see note 5 below)
- 11 Revised Committee System 39 - 62
- 12 Establishment of Committees 63 - 72
- 13 Questions
  - a) Questions to Nottinghamshire and City of Nottingham Fire Authority
  - b) Questions to Committee Chairmen
- 14 NOTICE OF MOTION

#### Motion One

This Council welcomes comments made by the new Leader of The Council that the Government have “pulled the plug” on Unitary Authorities.

This Council further notes the fervent opposition from Borough and District Council leaders to creating a ‘Super Council’ or Unitary Authority that would be bigger than Luxembourg - centrally ran from West Bridgford.

This Council believes in localism and that decisions are best made as close to the communities they impact.

This Council welcomes election leaflets issued by the Conservative Party in the 2021 County Council elections asserting that there are no plans to scrap our Borough and District Councils.

During successive COVID lockdowns - the strength of partnership working between our Borough and District Councils, Nottinghamshire County Council and other key partners was a major and widely recognised success in our multi-agency response to COVID.

This council therefore commits to maintaining our current model of local government and that the Leader of Nottinghamshire County Council will write to the Rt Hon. Robert Jenrick MP - the Secretary of State for Housing, Communities and Local Government making clear that this Council has no intention of becoming a Unitary

Authority as we now concentrate on leading the local recovery from the coronavirus pandemic.

**Councillor Jason Zadrozny    Councillor Lee Waters**

## Motion Two

Nottinghamshire County Council notes the ambition to end all single use plastic in Nottinghamshire, the UK and globally and the climate change commitments this authority has made.

Globally, we produce 150 tons of plastic each year that is only used once for the likes of water bottles and food containers. This cannot be recycled and is not biodegradable. This is having a devastating for our oceans and marine life.

This council therefore resolves:

To source locally, preferably within Nottinghamshire, when purchasing food, drink and all hospitality to stipulate that such procurement will cease any purchase of non-recycled plastic and to follow this up with 100% recycling of such bottles.

To seek to end the procurement of any plastic in this context and to cease the culture of single use plastic water bottles and food containers.

To promote a County-wide refill campaign in all Council County buildings and encourage businesses to become free water filling stations.

**Councillor Helen-Ann Smith    Councillor Daniel Williamson**

## Motion Three

In May 2019, a motion calling for Nottinghamshire County Council to set a carbon neutral target and implement an associated governance structure to closely monitor carbon emissions received unanimous support from Members of this Chamber.

In October 2020, the Council agreed to commit to carbon neutrality in all its activities by 2030 or as soon as possible thereafter.

This Council now formally agrees to declare a Climate Emergency, and to delegate the new Transport & Environment Committee to take the lead in considering, agreeing, and overseeing appropriate measures to achieve this authority's commitment to achieve carbon neutrality in all its activities by 2030.

All other committees of the Council will be expected to ensure that

the decisions they take within their remit adhere to this principle, and the relevant actions agreed across all of these committees will be reported to Full Council on a regular basis so that every Member has an ongoing overview of the progress being made.

**Councillor Ben Bradley MP Councillor Neil Clarke  
MBE Councillor Mike Adams**

#### Motion Four

This Council agrees to establish a cross-party Highways Review Panel, to be led by the Chairman of the Transport & Environment Committee, with a remit to examine the current methods and technologies used to repair and maintain roads across Nottinghamshire.

The Panel will consider whether additional or different approaches can be adopted to deliver maximum value from this Council's significant extra and ongoing investment in highways maintenance.

The Panel will report its recommendations as soon as possible to the Policy Committee for final consideration and decisions.

**Councillor Ben Bradley MP Councillor Neil Clarke MBE**

#### **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) Lunch will usually be taken at approximately 12.30pm.
- (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 Democratic Services to record accurate information.
- (4) At any Full Council meeting except the budget meeting and an extraordinary meeting Members are 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. These speeches must relate specifically to the area the Member represents and should not be of a general nature. They are constituency speeches and therefore must relate to constituency issues only. This is an opportunity simply to air these issues in a Council meeting. It will not give rise to a debate on the issues or a question or answer session. There is a maximum time limit of 15 minutes for this item.
- (5) At any Full Council meeting except the budget meeting and an extraordinary meeting Members may present a petition to the Chairman of the County Council on any matter affecting the residents of their division, and in relation to which the County Council has powers or duties. The Member presenting the petition can introduce and speak about the petition for up to one minute. Members are reminded that there is a time limit of 15 minutes for the presentation of petitions, after which any petitions not yet presented will be received en bloc by the Chairman.
- (6) In relation to questions to the Nottinghamshire and City of Nottingham Fire Authority and Committee Chairmen; after receiving an answer to their question, the Councillor asking the original question may ask one supplementary question on the same matter. There will be no additional supplementary questions.
- (7) Members are reminded that these papers may be recycled. Appropriate containers are located in the respective secretariats.
- (8) Commonly used points of order
- 26 – Constituency issues must be about issues which specifically relate to the Member's division and is relevant to the services provided by the County Council
- 51 – Only 1 supplementary question per question is allowed from the Councillor who asked the original question and supplementary questions must be on the same matter
- 61 – The Mover or Seconder has spoken for more than 10 minutes when moving the motion
- 64 – The Member has spoken for more than 5 minutes
- 66 – The Member is not speaking to the subject under discussion
- 67 – The Member has already spoken on the motion

86 – Points of Order and Personal Explanations

96 – Disorderly conduct

(9) Time limit of speeches

Motions

64 – no longer than 5 minutes (subject to any exceptions set out in the Constitution)

Constituency Issues

26 – up to 3 minutes per speech allowed

29 – up to 15 minutes for this item allowed

Petitions

33 – up to one minute per petition allowed

37 – up to 15 minutes for this item allowed

Questions

45 – up to 60 minutes for this item allowed

**(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 –  
<http://www.nottinghamshire.gov.uk/dms/Meetings.aspx>

## **REPORT OF THE CHIEF EXECUTIVE**

### **COUNTY COUNCIL ELECTIONS**

#### **Purpose of the Report**

1. To report the outcome of the County Council Elections.

#### **Information**

2. The persons shown at Appendix A to this report were elected to the membership of the County Council at the elections held on 6 May 2021

#### **Other Options Considered**

3. None

#### **Reason/s for Recommendation/s**

4. To report the outcome of the County Council Elections to the Council

#### **Statutory and Policy Implications**

5. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

### **RECOMMENDATION**

That the outcome of the County Council Elections on 6 May 2021, as set out in Appendix A be noted.

**Anthony May**  
**Chief Executive**

**For any enquiries about this report please contact:**

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

**Constitutional Comments**

6. This report is for noting only.

**Financial Comments (SES 14/05/2021)**

7. 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 A

### NOTTINGHAMSHIRE COUNTY COUNCIL ELECTED MEMBERS May 2021

NAME	ELECTORAL DIVISION	DESCRIPTION
Councillor Reg Adair	Leake and Ruddington	Conservative
Councillor Mike Adams	Carlton East	Conservative
Councillor Pauline Allan	Arnold North	Labour
Councillor Sinead Anderson	Mansfield West	Conservative
Councillor Callum Bailey	Worksop North	Conservative
Councillor Matt Barney	Leake and Ruddington	Conservative
Councillor Chris Barnfather	Newstead	Conservative
Councillor Ben Bradley	Mansfield North	Conservative
Councillor Richard Butler	Cotgrave	Conservative
Councillor Anne Callaghan	Mansfield North	Labour
Councillor André Camilleri	Mansfield South	Conservative
Councillor Scott Carlton	Sherwood Forest	Conservative
Councillor Steve Carr	Bramcote and Beeston North	Liberal Democrat
Councillor John Clarke	Arnold South	Labour
Councillor Neil Clarke MBE	Bingham West	Conservative
Councillor Robert Corden	Mansfield East	Conservative
Councillor John Cottee	Keyworth	Conservative
Councillor Jim Creamer	Carlton West	Labour
Councillor Eddie Cubley	Eastwood	Conservative
Councillor Samantha Deakin	Sutton Central and East	Ashfield Independents
Councillor Maureen Dobson	Collingham	Independent
Councillor Dr John Doddy	Stapleford and Broxtowe Central	Conservative
Councillor Bethan Eddy	Warsop	Conservative
Councillor Boyd Elliott	Calverton	Conservative
Councillor Sybil Fielding	Worksop West	Labour
Councillor Kate Foale	Beeston Central and Rylands	Labour
Councillor Stephen Garner	Mansfield South	Independent
Councillor Glynn Gilfoyle	Worksop East	Labour
Councillor Keith Girling	Newark West	Conservative
Councillor Penny Gowland	West Bridgford North	Labour
Councillor Errol Henry JP	Carlton West	Labour
Councillor Paul Henshaw	Mansfield West	Labour
Councillor Tom Hollis	Sutton West	Ashfield Independents
Councillor Mike Introna	Retford East	Conservative
Councillor Richard Jackson	Toton, Chilwell and Attenborough	Conservative
Councillor Roger Jackson	Southwell	Conservative
Councillor Eric Kerry	Toton, Chilwell and Attenborough	Conservative
Councillor Bruce Laughton	Muskham and Farnsfield	Conservative
Councillor John Lee	Balderton	Conservative
Councillor David Martin	Selson	Ashfield Independents
Councillor Maggie McGrath	Stapleford and Broxtowe Central	Labour
Councillor Andy Meakin	Kirkby North	Ashfield Independents
Councillor Nigel Moxon	Mansfield East	Conservative
Councillor John Ogle	Tuxford	Conservative
Councillor Philip Owen	Nuthall and Kimberley	Conservative
Councillor Michael Payne	Arnold North	Labour
Councillor Sheila Place	Blyth and Harworth	Labour
Councillor Mike Pringle	Ollerton	Labour
Councillor Francis Purdue-Horan	Bingham East	Conservative

NAME	ELECTORAL DIVISION	DISCRIPTION
Councillor Mike Quigley MBE	Retford West	Conservative
Councillor Sue Saddington	Farndon and Trent	Conservative
Councillor Dave Shaw	Hucknall West	Ashfield Independents
Councillor Helen-Ann Smith	Sutton North	Ashfield Independents
Councillor Sam Smith	Newark East	Conservative
Councillor Tom Smith	Blidworth	Conservative
Councillor Tracey Taylor	Misterton	Conservative
Councillor Nigel Turner	Worksop South	Conservative
Councillor Roger Upton	Radcliffe on Trent	Conservative
Councillor Lee Waters	Hucknall South	Ashfield Independents
Councillor Michelle Welsh	Arnold South	Labour
Councillor Gordon Wheeler	West Bridgford West	Conservative
Councillor Jonathan Wheeler	West Bridgford South	Conservative
Councillor Daniel Williamson	Kirkby South	Ashfield Independents
Councillor Elizabeth Williamson	Greasley and Brinsley	Independent
Councillor John Wilmott	Hucknall North	Ashfield Independents
Councillor Jason Zadrozny	Ashfields	Ashfield Independents

**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**

2. The Local Government (Committees and Political Groups) Regulations made under the Local Government and Housing Act 1989 provide for Members to be treated as divided into different political groups when there is a notice delivered which states:-

- that the Members who have signed it wish to be treated as a political group.
- the name of the group and
- the name of one Member of the group who has signed the notice and who is to act as its leader.

The notice may also specify the name of one other member of the group who has signed the notice and who is authorised to act in the place of the leader when s/he is unable to act (the deputy leader).

3. Appropriate notices have been received in respect of the formation of three political groups. The groups are:-

- the Nottinghamshire County Council Conservative Group
- the Nottinghamshire County Council Labour Group
- the Independent Group

4. In addition to the three Groups detailed in this report, there are three non-aligned County Councillors who are not part of any political Group of the Council. These are Councillor Steve Carr (Liberal Democrat), Councillor Maureen Dobson and Councillor Stephen Garner.

5. The membership of each Group is set out in Appendix A along with the officers of each Group (Leader, Deputy Leader and Business Manager). This means that the overall political balance of the Council is as follows :-

	<u>Number</u>	<u>%</u>
Conservative Group	37	56.06
Labour Group	15	22.73
Independent Group	11	16.67
Liberal Democrat	1	1.52
Councillor Maureen Dobson (Independent)	1	1.52
Councillor Stephen Garner (Independent)	1	1.52

6. There is a statutory requirement for seats on Committees and Sub-Committees to be 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/s for Recommendation/s**

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, data protection and information governance finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment 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) That the membership of the political Groups be recognised.
- 2) That the Officers of the Groups be noted.

**Anthony May**  
**Chief Executive**

**For any enquiries about this report please contact:**  
 Sara Allmond, Advanced Democratic Services Officer  
 Tel: 0115 9773794 Email: [sara.allmond@nottsgov.uk](mailto:sara.allmond@nottsgov.uk)

### **Constitutional Comments (HD 18/05/2021)**

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

### **Financial Comments (SES 14/05/2021)**

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 Conservative Group**

**37 Members**

Reg Adair	Richard Jackson
Mike Adams	Roger Jackson
Sinead Anderson	Eric Kerry
Callum Bailey	Bruce Laughton
Matt Barney	Johnno Lee
Chris Barnfather	Nigel Moxon
Ben Bradley	John Ogle
Richard Butler	Philip Owen
André Camilleri	Francis Purdue-Horan
Scott Carlton	Mike Quigley MBE
Neil Clarke MBE	Mrs Sue Saddington
Robert Corden	Sam Smith
John Cottey	Tom Smith
Eddie Cubley	Tracey Taylor
Dr John Doddy	Nigel Turner
Bethan Eddy	Roger Upton
Boyd Elliott	Gordon Wheeler
Keith Girling	Jonathan Wheeler
Mike Introna	

**Officers**

<b>Leader:</b>	Ben Bradley
<b>Deputy Leader:</b>	Bruce Laughton
<b>Business Manager:</b>	Chris Barnfather

**(B) Nottinghamshire County Council Labour Group**

**15 Members**

Pauline Allan	Errol Henry JP
Anne Callaghan	Paul Henshaw
John Clarke	Maggie McGrath
Jim Creamer	Michael Payne
Sybil Fielding	Sheila Place
Kate Foale	Mike Pringle
Glynn Gilfoyle	Michelle Welsh
Penny Gowland	

**Officers**

<b>Leader:</b>	Kate Foale
<b>Deputy Leader:</b>	Mike Pringle
<b>Business Manager:</b>	Errol Henry JP

## **(C) Independent Group**

### **11 Members**

Samantha Deakin  
Tom Hollis  
David Martin  
Andy Meakin  
Dave Shaw  
Helen-Ann Smith

Lee Waters  
Daniel Williamson  
Elizabeth Williamson  
John Wilmott  
Jason Zadrozny

### **Officers**

<b>Leader:</b>	Jason Zadrozny
<b>Deputy Leader:</b>	Helen-Ann Smith
<b>Business Manager:</b>	Samantha Deakin

### **(D) Other Members**

Councillor Steve Carr (Liberal Democrats)  
Councillor Maureen Dobson (Independent)  
Councillor Stephen Garner (Independent)





# Nottinghamshire County Council

Meeting COUNTY COUNCIL

Date Thursday, 25 March 2021 (10.30 am – 8.23 pm)

## Membership

Persons absent are marked with 'A'

## COUNCILLORS

Stuart Wallace (Chairman)  
Andy Sissons (Vice-Chairman)

Reg Adair  
Pauline Allan  
Chris Barnfather  
Joyce Bosnjak  
Ben Bradley  
Nicki Brooks  
Andrew Brown  
Richard Butler  
Steve Carr  
John Clarke  
Neil Clarke MBE  
John Cottee  
Jim Creamer  
Mrs Kay Cutts MBE  
Samantha Deakin  
Maureen Dobson  
Dr John Doddy  
Boyd Elliott  
Sybil Fielding  
Kate Foale  
Stephen Garner  
Glynn Gilfoyle  
Keith Girling  
Kevin Greaves  
John Handley  
Tony Harper  
Errol Henry JP  
Paul Henshaw  
Tom Hollis  
A Vaughan Hopewell  
Richard Jackson  
Roger Jackson

Eric Kerry  
John Knight  
Bruce Laughton  
John Longdon  
Rachel Madden  
David Martin  
Diana Meale  
John Ogle  
Philip Owen  
Michael Payne  
John Peck JP  
Sheila Place  
Liz Plant  
Mike Pringle  
Francis Purdue-Horan  
Mike Quigley MBE  
Alan Rhodes  
Kevin Rostance  
Phil Rostance  
Mrs Sue Saddington  
Helen-Ann Smith  
Tracey Taylor  
Parry Tsimbiridis  
Steve Vickers  
Keith Walker  
Muriel Weisz  
Andy Wetton  
Gordon Wheeler  
Jonathan Wheeler  
Yvonne Woodhead  
Martin Wright  
Jason Zadrozny

## **OFFICERS IN ATTENDANCE**

Melanie Brooks	(Adult Social Care and Health)
Jonathan Gribbin	(Adult Social Care and Health)
Anthony May	(Chief Executive)
Marjorie Toward	(Chief Executives)
Nigel Stevenson	(Chief Executives)
Sara Allmond	(Chief Executives)
Carl Bilbey	(Chief Executives)
Angie Dilley	(Chief Executives)
Anna O'Daly-Kardasinska	(Chief Executives)
David Hennigan	(Chief Executives)
James Silverward	(Chief Executives)
Colin Pettigrew	(Children and Families)
Adrian Smith	(Place)

Plus, additional officers were present to provide technical support to Members.

## **OPENING PRAYER**

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

## **1. MINUTES**

### **RESOLVED: 2021/003**

That the minutes of the previous meeting of the County Council held on 25 February 2021 be agreed as a true record and signed by the Chairman.

## **2. APOLOGIES FOR ABSENCE**

Apologies for absence were received from:-

- Councillor Vaughan Hopewell (other reasons)
- Councillor Martin Wright (other reasons)

## **3. DECLARATIONS OF INTEREST**

Councillor Steve Carr declared a private interest in agenda item 8 – Nottinghamshire Minerals Local Plan – Receipt of Inspector's Report and Adoption as he is a member of the Nottinghamshire Wildlife Trust.

#### **4. CHAIRMAN'S BUSINESS**

##### **PRESENTATION OF AWARDS**

The Chairman announced the following awards:

##### **High Sheriff Award**

The former High Sheriff Dame Elizabeth Fradd attended the meeting and presented the High Sheriff Award to all of the staff at the Council for their hard work and dedication during the pandemic. The Chairman received the award on behalf of the Council and put on record his thanks on behalf of the Chamber to all staff.

##### **PROCEDURAL MOTION TO SUSPEND FULL COUNCIL PROCEDURE RULE 9**

A procedural motion was moved by Councillor Stuart Wallace and seconded by Councillor Andy Sissons in terms of resolution 2021/004 below.

The motion was put to the meeting and after a roll call vote the Chairman declared it was carried and it was:-

##### **RESOLVED: 2021/004**

That Procedure Rule 9, that the meeting must finish at 5.30pm, be suspended for this meeting.

##### **CHAIRMAN'S BUSINESS SINCE THE LAST MEETING**

The Chairman updated members on the business he and the Vice-Chairman had carried out since the last meeting, including formally opening Orchard School and launching a charity event.

The Chairman and Councillors Butler, Rhodes, Zadrozny, Foale, Dobson, Saddington, Laughton and Carr spoke to acknowledge the hard work of the retiring members, Councillors Bosnjak, Cutts, Tsimbiridis and Walker spoke to thank members for their kind words and support.

#### **5. CONSTITUENCY ISSUES**

The following Member spoke for up to three minutes on issues which specifically related to their division and were relevant to the services provided by the County Council.

Councillor Sybil Fielding – regarding early tears provision in Shireoaks

## **6a. PRESENTATION OF PETITIONS**

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

- (1) Councillor Mrs Kay Cutts MBE, request for traffic calming measures on Ambleside, Gamston
- (2) Councillor Gordon Wheeler, request to make Wilford Field a Local Nature Reserve
- (3) Councillor Samantha Deakin, petition to stop the closure of the residential unit at Fountaindale SEN School.
- (4) Councillor Jonathan Wheeler, request for traffic calming measures on Devonshire Drive, West Bridgford
- (5) Councillor Jonathan Wheeler, request for a pedestrian crossing near Edwalton School
- (6) Councillor Michael Payne, request for resurfacing of Surgeys Lane, Arnold
- (7) Councillor Michael Payne, request for resurfacing of Lodge Farm Lane, Redhill

### **RESOLVED: 2021/005**

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.

## **6b. RESPONSE TO PETITION PRESENTED TO THE CHAIRMAN OF THE COUNTY COUNCIL**

### **RESOLVED: 2021/006**

That the contents and actions taken as set out in the report be noted.

## **7. NOTTINGHAMSHIRE COUNTY COUNCIL'S PAY POLICY STATEMENT 2020/21**

Councillor Mrs Kay Cutts MBE introduced the report and moved a motion in terms of resolution 2021/007 below.

The motion was seconded by Councillor Reg Adair.

Following a debate the motion was put to the meeting and following a roll call vote the Chairman declared it was carried and it was:-

**RESOLVED: 2021/007**

That the Pay Policy Statement, as set out in the appendix to the report, be approved for publication on the Council's website by 1<sup>st</sup> April 2021.

**8. NOTTINGHAMSHIRE MINERALS LOCAL PLAN – RECEIPT OF INSPECTOR'S REPORT AND ADOPTION**

Councillor John Cottee introduced the report and moved a motion in terms of resolution 2021/008 below.

The motion was seconded by Councillor Phil Rostance.

Following a debate the motion was put to the meeting and following a roll call vote the Chairman declared it was carried and it was:-

**RESOLVED: 2021/008**

- 1) That the Nottinghamshire Minerals Local Plan and the Policies Map contained within it be adopted. (Appendix B of the report)
- 2) That delegated authority be given to the Corporate Director, Place, in consultation with the chair of Communities and Place Committee to make any final minor changes to correct typographical and any other errors and to carry out appropriate graphic design of the document.
- 3) That the following statements be published on the Councils website:
  - a) An Adoption Statement prepared in accordance with Regulation 26 of the Town and Country Planning (Local Planning) (England) Regulations 2012;
  - b) A Sustainability Appraisal (SA) and Habitats Regulations Assessment (HRA) Post Adoption Statement (PAS), prepared in accordance with Regulation 16 of the Environmental Assessment of Plans and Programmes Regulations 2004.

to accord with Regulation 35 of the Town and Country Planning (Local Planning) (England) Regulations 2012.

The Council adjourned from 12.35pm to 1.36pm for lunch.

**9a. QUESTIONS TO NOTTINGHAMSHIRE AND CITY OF NOTTINGHAM FIRE AUTHORITY**

None

**9b. QUESTIONS TO COMMITTEE CHAIRMAN**

Seven questions had been received as follows: -

- 1) from Councillor John Ogle regarding highways statistics (Councillor John Cottee replied)
- 2) from Councillor Muriel Weisz regarding addressing inequalities throughout the county (Councillor Richard Jackson replied)
- 3) from Councillor Alan Rhodes about resident parking permit charges (Councillor John Cottee replied)
- 4) from Councillor Mike Pringle concerning budget concerns and service delivery (Councillor Richard Jackson replied)
- 5) from Councillor Jason Zadrozny regarding highways repairs and personal injury complaints (Councillor John Cottee replied)
- 6) from Councillor Liz Plant regarding safety of women (Councillor Mrs Kay Cutts MBE replied)
- 7) from Councillor Eric Kerry concerning the Enterprise Zone Link road (Councillor John Cottee replied)

The full responses to the questions above are set out in set out in Appendix A to these minutes.

## **10. NOTICE OF MOTIONS**

### **BUSINESS CARRIED OVER FROM 17 DECEMBER 2020 MEETING**

Motion six carried over from the meeting on 17 December 2020 was withdrawn by the mover and seconder of the motion.

#### **Motion One**

A motion was moved by Councillor Dr John Doddy and seconded by Councillor Kevin Rostance in terms of the resolution 2021/009 below.

Following the debate, the motion was put to the meeting. The requisite number of Members requested a recorded vote and it was ascertained that the following 35 members voted '**For**' the motion:-

Reg Adair  
Chris Barnfather  
Ben Bradley  
Andrew Brown  
Richard Butler  
Neil Clarke MBE  
John Cottee

Mrs Kay Cutts MBE  
Dr John Doddy  
Boyd Elliott  
Stephen Garner  
Keith Girling  
John Handley  
Tony Harper

Richard Jackson  
Roger Jackson  
Eric Kerry  
John Knight  
Bruce Laughton  
John Longdon  
David Martin  
John Ogle  
Philip Owen  
Francis Purdue-Horan  
Mike Quigley MBE

Kevin Rostance  
Phil Rostance  
Mrs Sue Saddington  
Andy Sissons  
Tracey Taylor  
Steve Vickers  
Keith Walker  
Stuart Wallace  
Gordon Wheeler  
Jonathan Wheeler

The following 29 Members voted '**Against**' the motion:-

Pauline Allan  
Joyce Bosnjak  
Nicki Brooks  
Steve Carr  
John Clarke  
Jim Creamer  
Samantha Deakin  
Maureen Dobson  
Sybil Fielding  
Kate Foale  
Glynn Gilfoyle  
Kevin Greaves  
Errol Henry JP  
Paul Henshaw  
Tom Hollis

Rachel Madden  
Diana Meale  
Michael Payne  
John Peck JP  
Sheila Place  
Liz Plant  
Mike Pringle  
Alan Rhodes  
Helen-Ann Smith  
Parry Tsimbiridis  
Muriel Weisz  
Andy Wetton  
Yvonne Woodhead  
Jason Zadrozny

There were no abstentions.

The Chairman declared it was carried and it was:-

**RESOLVED: 2021/009**

This Council welcomes the publication of the Government White Paper, '*Integration and innovation: working together to improve health and social care for all*', and authorises the Council Leader to write to the Secretary of State for Health & Social Care stating that this authority:-

- supports the proposal to remove the '*barriers*' and '*transactional bureaucracy*' that prevent the current health system working with councils to join up planning, commissioning and service delivery, including social care for all ages;
- supports the Government's vision of Integrated Care System (ICS) NHS and local government social care services '*forming dynamic partnerships to address*

*some of society's most complex health problems'*, including a stronger platform to tackle the health inequalities we see across the County;

- welcomes the proposal that Health & Wellbeing Boards will remain in place and will be expected to use their experience as 'place-based' planners to bring local partners together;

believes that the proposals set out in the White Paper can deliver a better integrated planning and commissioning system in the NHS, able to work with the County Council in a more responsive way, building on what has already been achieved 'at blistering pace' during the Coronavirus pandemic.

## **Motion Two**

A Motion as set out below was moved by Councillor John Peck and seconded by Councillor Liz Plant:

"This Council is concerned about the rising levels of child poverty across Nottinghamshire. This council notes that the majority of these children have working parents who are struggling to make ends meet, as highlighted in the excellent campaign by Marcus Rashford. This council believes that no child should go to bed hungry.

This Council agrees to task the Children and Young Peoples committee to review the provision of free school meals to those entitled throughout the year, to include the school holidays on an ongoing basis for the foreseeable future."

An amendment to the motion as set out below was moved by Councillor Philip Owen and seconded by Councillor Tracey Taylor:-

"This Council is concerned about any case ~~the rising levels~~ of child poverty across Nottinghamshire, including where. ~~This council notes that the majority of these children have working parents who are struggling to make ends meet,~~ as highlighted in the excellent campaign by Marcus Rashford. This Council believes that no child should go to bed hungry.

This Council welcomes the funding provided by the authority and the Government for free school meals during the Autumn, Christmas and forthcoming Easter holidays, and agrees to task the Children and Young People's committee to review current trends of child poverty in Nottinghamshire and conduct a feasibility study into the provision of free school meals to those entitled throughout the year, to include the school holidays on an ongoing basis for the foreseeable future."

The Council adjourned from 3.10pm to 3.24pm to allow the amendment to be considered. The amendment was not accepted by the mover of the amendment.

Following a debate the amendment was put to the meeting and after a roll call vote the Chairman declared the amendment was carried.



The motion as amended was put to the meeting and after a roll call vote the Chairman declared it was carried and it was:-

### **RESOLVED: 2021/010**

This Council is concerned about any case of child poverty across Nottinghamshire, including where these children have working parents as highlighted in the excellent campaign by Marcus Rashford. This Council believes that no child should go to bed hungry.

This Council welcomes the funding provided by the authority and the Government for free school meals during the Autumn, Christmas and forthcoming Easter holidays, and agrees to task the Children and Young People's committee to review current trends of child poverty in Nottinghamshire and conduct a feasibility study into the provision of free school meals to those entitled throughout the year, to include the school holidays on an ongoing basis for the foreseeable future.

### **Motion Three**

A Motion as set out below was moved by Councillor Jason Zadrozny and seconded by Councillor David Martin:

"On the roads of England - we drive on the left. In places like the Ashfield District, Broxtowe Borough and Mansfield District people drive on what's left of the road.

This Council notes, with dismay the state of our broken roads and pavements across Nottinghamshire.

This Council believes that funding should be allocated by road usage and not the length of roads.

We therefore call for whoever forms the next administration of Nottinghamshire County Council to carry out a full review of the processes involved in highway's maintenance and the process for allocating funding at the earliest opportunity."

Following a debate, the motion was put to the meeting and after a roll call vote the Chairman declared it was lost.

### **Motion Four**

A motion as set out below was moved by Councillor Alan Rhodes and seconded by Councillor Kevin Greaves:

"This Council notes that despite more than £100m having been spent since April 2017 on roads maintenance and renewals across this County, Nottinghamshire's roads are ranked as the worst in the country, as demonstrated in 2019, when the highest number of potholes across the UK was recorded.

This council therefore commits to reviewing the practises and procedures which are currently in place to improve the quality of maintenance and pothole repairs and provide our residents with a guarantee of better value for money.”

Following a debate, the motion was put to the meeting and after a roll call vote the Chairman declared it was lost.

### **Motion Five**

A Motion as set out below was moved by Councillor Mike Pringle and seconded by Councillor Errol Henry JP:

“This council strives to do its utmost to ensure safe outdoor environments for children, young people, families, elderly and all our residents.

To this end, this council agrees to task the Communities and Place committee with a review which will seek to extend the 20mph advisory speed limit countywide to any road situated outside a play park, leisure centre or youth centre.”

An amendment to the motion as set out below was moved by Councillor John Cottee and seconded by Councillor Phil Rostance:

“This council strives to do its utmost to ensure safe outdoor environments for children, young people, families, elderly and all our residents.

To this end, this council agrees to task the Communities and Place committee with **examining the feasibility of** ~~a review which will seek to extend~~**ing** the 20mph advisory speed limit **outside schools** countywide to any road situated outside a play park, leisure centre or youth centre, **and other new measures that could help improve safety.**”

The Council adjourned from 6.38pm to 6.48pm to allow the amendment to be considered. The amendment was accepted by the mover of the motion and the motion was altered.

Following a debate, the altered motion was put to the meeting and after a roll call vote the Chairman declared it was carried and it was:-

### **RESOLVED: 2021/011**

This council strives to do its utmost to ensure safe outdoor environments for children, young people, families, elderly and all our residents.

To this end, this council agrees to task the Communities and Place committee with examining the feasibility of extending the 20mph advisory speed limit outside schools countywide to any road situated outside a play park, leisure centre or youth centre, and other new measures that could help improve safety.

### **Motion Six**

A motion was moved by Councillor John Knight and seconded by Councillor Reg Adair and Councillor Mrs Kay Cutts MBE in terms of the resolution 2021/012 below.

Following a debate, the motion was put to the meeting. The Members gave a one minute round applause in thanks for the work of the Chief Executive, Corporate Leadership Team and all of the Council's staff during the pandemic, the Chairman declared it was carried and it was:-

### **RESOLVED: 2021/012**

This Council thanks our Chief Executive, Corporate Leadership Team and all of our employees for their outstanding response to the COVID-19 pandemic during the past year, often going above and beyond the call of duty to protect and support Nottinghamshire residents affected by Coronavirus.

The Chairman declared the meeting closed at 8.23 pm.

### **CHAIRMAN**



## **APPENDIX A**

### **COUNTY COUNCIL MEETING HELD ON 25 MARCH 2021 QUESTIONS TO COMMITTEE CHAIRMEN**

#### **Question to the Chairman of the Communities and Place Committee from Councillor John Ogle**

Given the extensive discussion about our highways during the last Full Council Budget meeting, could the Chairman of the Communities and Place Committee provide the official figures on the state of the county's roads and how we compare to other authorities?

#### **Response from Councillor John Cottee, Chairman of the Communities and Place Committee**

Our county's roads are classified into four groups – A roads, of which we maintain 362 miles; B and C roads, of which we maintain 695 miles; and unclassified or 'U' roads, of which we maintain approximately 1700 miles. As such, we are responsible for maintaining a total of around 2700 miles of highway – the distance between Nottinghamshire and Newfoundland, Canada.

Of this vast network, just over 400 miles of highway are in need of repair. As we are in election season, I am sure that every member of this council will insist that all 400 of these miles are in their division, so I will make clear that this total is comprised of many small sections of road that are distributed throughout the county. Very few of these sections will be especially long and, as always, our first priority is to ensure that our roads are safe for local people and for motorists.

Perhaps members would hazard a guess as to how many miles of our classified road network requires repair – One hundred? Two hundred? More? Well, Chairman, the answer is 32 miles – comprised of 7 miles of 'A' roads and 25 miles of B & C roads. This is less than the distance between County Hall and Worksop town centre, and the robust maintenance that we oversee on these roads mean that we rank second out of all county councils in the country for A-road maintenance, and fourth for the maintenance of B and C roads.

To put it more simply, we are amongst the best in the country when it comes to maintaining our primary roadways. The difficulty is that our unclassified roads are in much greater need of repair, the reasons for which are well-covered: we have experienced several successive difficult winters, COVID restrictions and these have come after decades of underinvestment from Old Labour administrations.

I hope members will therefore forgive me when I dismiss the claims that have been made in the past – and will no doubt be made again later today – that our rural communities are somehow undeserving of the funding that they receive. I will again make clear that our system of maintenance is in line with authorities across the country, and plainly delivers results on our main roads.

However, it is important to add that although our market towns have their fair share of unclassified roads, so do our rural communities – and in fact these are often major causeways between villages that are essential to their ability to travel. Moreover, these rural communities see many more HGVs travelling at speed on their unclassified roads, causing thousands of times more damage than even the biggest family car on the market.

The half-cocked electioneering from the Ashfield Independents on how taxpayers' money should be spent - based on their back-of-a-cigarette-pack calculations and not backed up by any proper statistics - would likely leave Ashfield with just as much funding as under the current system, or even open up the possibility of leaving them worse off!

Our investment in roads over the last four years is something we should be proud of, and has left a golden legacy for the next administration.

**Question to the Chairman of the Finance and Major Contracts Management Committee from Councillor Muriel Weisz**

In the budget statement, you referred to the way in which the budget addresses inequalities throughout the County. Could you please provide one substantial example of how you have achieved this in the 2020/21 budget, and a further specific example of how inequalities are addressed in the budget agreed at February's Full Council for this coming financial year?

**Response from Councillor Richard Jackson, Chairman of the Finance and Major Contracts Management Committee**

Chairman, this question reminds me of one from Councillor Rhodes to Councillor Cutts in July 2019, when he asked what she had been doing to serve the needs of the communities of Nottinghamshire.

The Leader would have been well within her rights to spend the full hour giving a comprehensive answer to such a glib, open-ended question, but as a courtesy to other members with better questions, she restrained her reply to a lean but pointed twenty minutes!

Perhaps Councillor Weisz has learned from her Group Leader's mistake by asking me to pick just two examples of how our 2020/21 and 2021/22 budgets address "inequalities".

Her question is somewhat puzzling in the distinction it makes between this year and next year, because so many examples of our work tackling inequality are funded by ongoing budget commitments, rather than one-off spending.

However, after a quick survey of colleagues, several have asked me to highlight the ongoing investment we make in supported employment services, which help adults with mental and physical disabilities to overcome the potential barriers to employment presented by such conditions.

We have a gross budget of almost £4.4 million in the coming year for supported employment services.

Our i-Work service helps vulnerable people to live active, fulfilling lives by finding them work opportunities, including within our own services such as County Horticulture, County Enterprise Foods and Solutions4Data.

In fact, we have taken specific action to protect the long-term future of County Horticulture, investing more than £500,000 in a major refurbishment and improvement project at the service's main site at Brooke Farm in Linby, concentrating our operations there and making it a far more attractive and commercially viable facility than it was previously.

Unfortunately, the official reopening has been delayed by the COVID-19 lockdown, but we expect the benefits of this project to be realised when we move back to a more 'normal' operating environment.

And speaking of COVID, I am surely compelled to highlight, as my other "permitted" example, the additional £92.9 million investment made in 2020/21 so far, in response to the pandemic.

Within this figure, our most intensive and targeted support has been offered to people identified as being disadvantaged and most vulnerable to the impact of COVID for various reasons, including poor mental or physical health or financial hardship.

I do not know whether Councillor Weisz had examples such as this in mind, or whether she wanted to highlight or challenge other aspects of our work, but that's the problem with such a non-specific question. It does not even specify a type of "inequality" she may have in mind: Economic? Health? Gender? Ethnicity? Education?

As with the word "deprivation", some politicians use words like "inequality" in a lazy, generic way, as nothing more than a vehicle for a pre-prepared political message. I don't know whether Councillor Weisz is doing that or not. If she has a supplementary question, we will no doubt find out.

If the intention of the question is sincere, it would have helped to be more specific, perhaps highlighting a particular type of inequality, or a particular policy area where the questioner thinks our budget should do more or be deployed differently.

I cannot even refer to Labour's alternative budget from last month as a clue to what Councillor Weisz and her colleagues might have done differently to address inequality, because there was no alternative budget.

Given that any supplementary question must be on the same matter and cannot introduce new, more specific information, I can only answer the question, quite literally, as it has been asked.

### **Question to the Chairman of the Communities and Place Committee from Councillor Alan Rhodes**

During a terrible pandemic, when working people and their families are losing their jobs, furloughed, or having a pay freeze imposed upon them, how can the Portfolio Holder for Communities and Place justify a 40% increase in the charge for 'Residents Only' Parking permits from £25 to £35 per vehicle?

### **Response from Councillor John Cottee, Chairman of the Communities and Place Committee**

Residents' Parking Schemes provide parking spaces for residents in areas where such demand is high. Charges for permits were introduced in 2010 and the initial charge of £25 has remained unchanged for ten years until 2020, when it was increased to £35 to recover some of the costs of administering, maintaining and enforcing such schemes. The increase was approved by Communities and Place Committee on the 5th March 2020.

The figure of £35 was benchmarked against many other local authorities and it compares favourably. Leicestershire County Council, for example, charge £50 a year. Derbyshire County Council are comparable at £35, but they charge £50 for a second vehicle, unlike Nottinghamshire County Council.

A permit for £35 a year works out at less than 10 pence a day for access to parking close to the home. And let's not forget we make no charges for Blue Badge Holders and those over 75, and we have provided a free parking permit scheme for NHS and social care staff during the COVID pandemic.

In March 2021, in recognition of the prevailing economic situation around COVID, the Committee decided not to increase the costs of residents' parking permits from the figure agreed a year earlier. Prices therefore remain the same as they have been for the last 12 months.

There was a typographical error in the March 2021 committee paper where the legacy figure of £25 had been appended to the report, but this was corrected at the meeting, so members fully understood that they were voting to maintain the current price at £35.

Would Councillor Rhodes prefer that the people using the service pay a proportionate cost, albeit one which does not fully cover the cost to this Council; or would he rather that it fell upon the taxpayer at large, even if they are not a beneficiary of the service?

### **Question to the Chairman of the Finance and Major Contracts Management Committee from Councillor Mike Pringle**

You will recall that at the budget meeting last month, I delivered an observation that the budget presented by your group was disingenuous. Since then, the National Audit Office, the official Parliamentary body for auditing government, have also spoken out to highlight the plight of local government finances, and I quote "the financial position of the sector remains a concern and authorities are setting their budgets for 2021-22 with limited confidence". Would Cllr Jackson now like to provide an honest account to



the people of Nottinghamshire of this authority's ability to continue delivering high quality, sustainable front line services after this financial year?

**Response from Councillor Richard Jackson, Chairman of the Finance and Major Contracts Management Committee**

I really am grateful to Councillor Pringle for his question as it gives me yet another opportunity to remind colleagues that our sound financial management of this authority is allowing us to continue delivering sustainable front line services to our residents that they need.

Chairman, Councillor Pringle has some nerve tabling a question like this in view of Labour's "no-show" at last month's budget meeting.

I presented a full budget report a month ago today and five appendices, properly signed off by our Service Director for Finance. If Cllr Pringle is suggesting that this budget is 'disingenuous', and by implication unsound, then he is effectively contradicting our Section 151 Officer.

I gave a comprehensive presentation accompanying the budget report. I explained openly and honestly - as shown in the Council budget book - that there remains a financial challenge to be resolved over the medium term, as is the case for virtually every council in the country. Nottinghamshire's challenge is actually more manageable than the one facing many other councils because our starting position before the COVID crisis was comparatively strong.

The gap in the council's budget over the Medium Term is now, in fact, £15 million smaller than the one we inherited from the previous Labour administration in 2017, despite the unprecedented financial pressures we have faced due to COVID!

Last month I described the strategies we are already putting in place through Policy Committee and Improvement & Change Committee to resolve this challenge, which began as a three-tier approach "Achieve, Transform & Save" model for further corporate transformation, and has evolved into five strands of work which will form the basis of this administration's Council Plan for 2021-25. These transformation plans are focused on reducing the budget gap significantly over the medium term and continuing to balance our budget.

The "disingenuous" position presented at the recent budget meeting was actually that of the Labour Group. In response to our budget, Councillor Pringle offered only a brief presentation, mainly raising questions and concerns I had already answered.

To be fair, I cannot actually accuse Councillor Pringle of presenting a "disingenuous budget", because the reality is, he didn't present an alternative budget at all. That's why his question today borders on the farcical.

The Leader of the Labour Group made the embarrassing statement that he did not see it as their duty to present an alternative budget at the final budget meeting before an election. That's the main opposition group on this council, Chairman. Councillor

Rhodes apparently wants people to vote for him on the basis of no alternative financial plan whatsoever, which absolutely is disingenuous!

I'm not convinced Labour have even costed the loose collection of themes or the two pledges they recently made at their campaign launch. Councillor Rhodes and his colleagues certainly haven't explained to anyone how they intend to fund their plans, or what effect their additional commitments would have on budget sustainability. I did not think it was possible for the Labour Party to fall further still from the leadership of Jeremy Corbyn, but at least Corbyn presented a costed manifesto – eye-watering though it would have been for taxpayers!

In the absence of any substance whatsoever, Councillor Pringle tries to make his question sound credible by quoting the National Audit Office, who were commenting on the exemplary role played by local authorities in protecting their communities throughout the COVID-19 pandemic.

The Audit Office report states that Government has supported local authorities in the COVID-19 pandemic response and that intensive engagement with the sector has provided a good evidence base for financial and other support which has averted a system-wide financial failure and managed the most severe risks to value for money in the short term.

Councillor Pringle is correct that the financial position of the wider local government sector remains a cause for concern. As I explained last month, the Coronavirus crisis has exposed the fragility of some councils' past decisions to borrow money for speculative commercial investment, and this worsens if the council then uses this as a basis to reduce or even freeze council tax.

Nottinghamshire County Council's sound financial management has already been recognised by the Local Government Association Peer Review. We are in a better position than most other councils, and with prudent financial management over the next four years – which would be guaranteed by a Conservative administration – we will continue to deliver high quality, sustainable services.

Ours is certainly not a “disingenuous” budget. It is built on solid foundations.

I could use the analogy that Labour's budget plan is akin to a house built on sand, but actually that would be disingenuous, because they haven't even got the sand!

**Question to the Chairman of the Communities and Place Committee from Councillor Jason Zadrozny**

Can the Chairman of the Communities and Place Committee please tell the Council –

1. How many times has the Council had to revisit pot-hole repairs in 2017/18, 2018/19, 2019/20 and 2020/21 to date?
2. How much do you estimate that this has cost the Council to revisit pot-hole repairs in 2017/18, 2018/19, 2019/20 and 2020/21 to date?

3. How much has this Council paid out in personal injury claims and how much has the Council paid out for claims by residents of damage to vehicles caused by pot-holes in 2017/18, 2018/19, 2019/20 and 2020/21 to date?

**Response from Councillor John Cottee, Chairman of the Communities and Place Committee**

The data requested in points 1 and 2 of the question is not readily available, because there is no formal definition of a “re-visit” for recording purposes.

As I have explained in previous replies to the Council, once we are made aware of a highway defect, we have a legal duty to make a repair within set timescales, in accordance with our Highway Inspection and Risk Manual. For the worst defects, these timescales are between 2 hours and 1 working day. With other more minor defects, we have to complete a repair within 28 days. For the most urgent repairs which require a repair within 1 working day to make the road safe, we mainly use Viafix.

Often, when a member of the public asks our highways operatives to return to the site of a previous repair which they might think has failed, it is clear upon closer inspection that the previous repair is fully intact, but the older road surface around the repair has continued to deteriorate, especially during the freeze/thaw cycle in winter.

Our operatives will of course repair any further damage that has emerged around or close to the original repair, but this does not represent a direct repeat or failure of the previous repair, as implied by the word “re-visit” in Councillor Zadrozny’s question. It is simply another pothole report, which is recorded in the normal way. We are only aware of a few instances where the materials used to repair potholes have failed. The real problem is the prevailing condition of some of our roads owing to the road maintenance backlog this administration inherited in 2017. We want to move to prevention rather than cure.

This is why the Conservative and Mansfield Independent administration invested an extra £24 million to begin to tackle the problems our predecessors chose to ignore. We have invested in spray injection patching and hot box plant so that, in the future, we can rely less on pothole filling and more on permanent repairs and mechanised approaches. These approaches are also being rolled out in areas where there are clusters of individual Viafix pothole repairs, which are being identified pro-actively.

Regarding part three of the question, Nottinghamshire County Council has paid out £637,757 in personal injury claims caused by potholes or uneven surfaces from 2017/18 to the 23 March 2021. Almost 60% of that figure relates to 2017/18, before our £24 million investment in road maintenance commenced from February 2018.

Regarding damage to vehicles claims, the total amount paid out between 2017/18 and the 23rd March 2021 amounts to £159,264. However, once again, over 50% of that figure was paid out in 2017/18, before the commencement of our extra £24 million investment.

### **Question to the Chairman of the Leader of the Council from Councillor Liz Plant**

Does the Leader agree with me that every woman and girl has the right to feel safe when out and about on the streets of Nottinghamshire?

### **Response from Councillor Mrs Kay Cutts MBE, Leader of the Council**

Of course, I agree that every woman and girl has the right to feel safe in our county – and I would also extend this to cover men and boys as well.

I appreciate that this subject has rightly received more scrutiny in light of the appalling murder of Sarah Everard, but we must be clear that any attack on a person going about their daily business is always unacceptable.

Everyone has a right to feel safe on our streets, and both women and men can feel vulnerable in certain situations, especially if they are alone.

This Council continues to take seriously its responsibility to keep all its residents safe. Though responsibility for law enforcement obviously rests with the Police, we work closely with the office of the Police & Crime Commissioner through the Police & Crime Panel, and our Multi-Agency Safeguarding Hub is essential in triaging serious concerns between the police and social services.

Furthermore, our Communities officers – working with borough and district council partners – continue to play their part in a range of measures promoting community safety.

Similarly, we are regularly updated on the work of the Violence Reduction Unit which includes the police and partners in health and education to tackle violent crime and the underlying causes of violent crime. I know that our Chief Executive Anthony May plays a pivotal role in this as Chair of the Safer Nottinghamshire Board, and his involvement in these issues shows how seriously this Council takes its responsibilities. Every resident of Nottinghamshire should feel safe in our county, and I am immensely proud of the collaborative work we have done with other local agencies and public bodies to address this serious issue.

### **Question to the Chairman of Communities and Place Committee from Councillor Eric Kerry**

Further to the reply he gave to my question at Full Council on 17th December 2020, can the Chairman of the Communities and Place Committee provide any update on when we will see the opening of the new Enterprise Zone link road connecting Humber Road South and Lilac Grove in Beeston with Thane Road in Lenton?

### **Response from Councillor John Cottee, Chairman of the Communities and Place Committee**

As of Monday this week, my officers had received a firm indication from Nottingham City Council that the link road you describe was due to be opened to the public for the first time at 10am on 31st March 2021.

In fact, we were re-sent a joint press release, which was first agreed in summer last year, with a view to the City Council issuing this in good time ahead of the opening.

Since then, I have been advised that the press release has not yet been issued, and that there appears to be a delay, owing to what was rather vaguely described as an issue with 'completion'.

It is fair to say the opening of the road has already taken longer than expected due to previous delays in the necessary legal agreements being completed and duly being signed off by Nottingham City Council and Boots.

Nottinghamshire County Council was not party to this contract, but I can assure you that County Council officers have done their utmost to bring forward this road opening. We confirmed to the City Council in writing last year that we are happy for the road to open.

The road travels through part of the Nottingham Enterprise Zone and links Humber Road and Lilac Grove in Beeston to Thane Road in Lenton. Around £5 million of public money from D2N2's Growing Places Fund has been contributed towards capital works within the Boots Campus, along with some City Council funding, and the opening of the road will be good news for the Nottinghamshire economy, especially in the Broxtowe borough area.

We have always recognised the potential of the Nottingham Boots Enterprise Zone to attract businesses and jobs to Nottinghamshire. This kind of capital infrastructure not only has a direct impact on economic growth but on the quality of life of residents. I hope that the road will open on 31st March 2021 as planned.

And I will confirm that I have asked officers, on this challenge from Councillor Kate Foale, to keep her informed all the way along where we are with the opening of the road in a bid to ensure that local members are kept up to date and that included Councillor Kerry.



## **REPORT OF THE CHIEF EXECUTIVE**

### **REVISED COMMITTEE SYSTEM**

#### **Purpose of the Report**

1. To seek approval to changes to the Council's Committee System and proposed amendments to the Council's Constitution.

#### **Information**

2. Changes are proposed to the Council's Committee system in order to improve efficiency and effectiveness. The main amendments proposed are listed below:
  - a. The work of the Communities and Place Committee and Communities and Place Review and Development Committee is to be redistributed to enable a better focus on key issues such as transport, highways and the environment.
  - b. The Communities and Place Committee and the Communities and Place Review and Development Committee will be replaced by a Communities Committee and a Transport and Environment Committee.
  - c. The work of the COVID-19 Resilience, Recovery and Renewal Committee has now developed to the point where much is now business as usual and the focus is now on recovery. A new Economic Development and Asset Management Committee will be established to rebuild and enable recovery with a focus on the economic development of the County and management of land and assets.
3. The proposed revised Committee structure is illustrated at **Appendix 1** to this report and the proposed revised Terms of Reference are set out in **Appendix 2**. Further necessary consequential changes to the Constitution can be made under the Monitoring Officer's delegated authority.
4. Finally, it is proposed that Governance and Ethics Committee be tasked with setting up a working group to review the Constitution.

#### **Other Options Considered**

5. To make no changes, however it is considered that changes are needed to improve the operational effectiveness of the meeting structure and to give greater focus on key priorities of the Council.

## **Reason/s for Recommendation/s**

6. To enable the committee system to operate more effectively

## **Statutory and Policy Implications**

7. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment 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) That the revised Committee System is approved and the structure established for the 2021-2022 Municipal Year.
- 2) That the Constitution is amended as described in paragraph 2 of the report and detailed in **Appendix 2**.
- 3) That authority be delegated to the Council's Monitoring Officer to make any necessary consequential amendments to the Constitution.
- 4) That the Governance and Ethics Committee be tasked to establish a working group to review the Constitution

**Anthony May**  
**Chief Executive**

### **For any enquiries about this report please contact:**

Marjorie Toward, Service Director, Customers, Governance and Employees and Monitoring Officer

### **Constitutional Comments (HD – 18/5/2021)**

8. Full Council is the appropriate body to consider the content of this report; it is responsible for adopting and changing the Council's Constitution.

### **Financial Comments (SES 14/05/2021)**

9. 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.



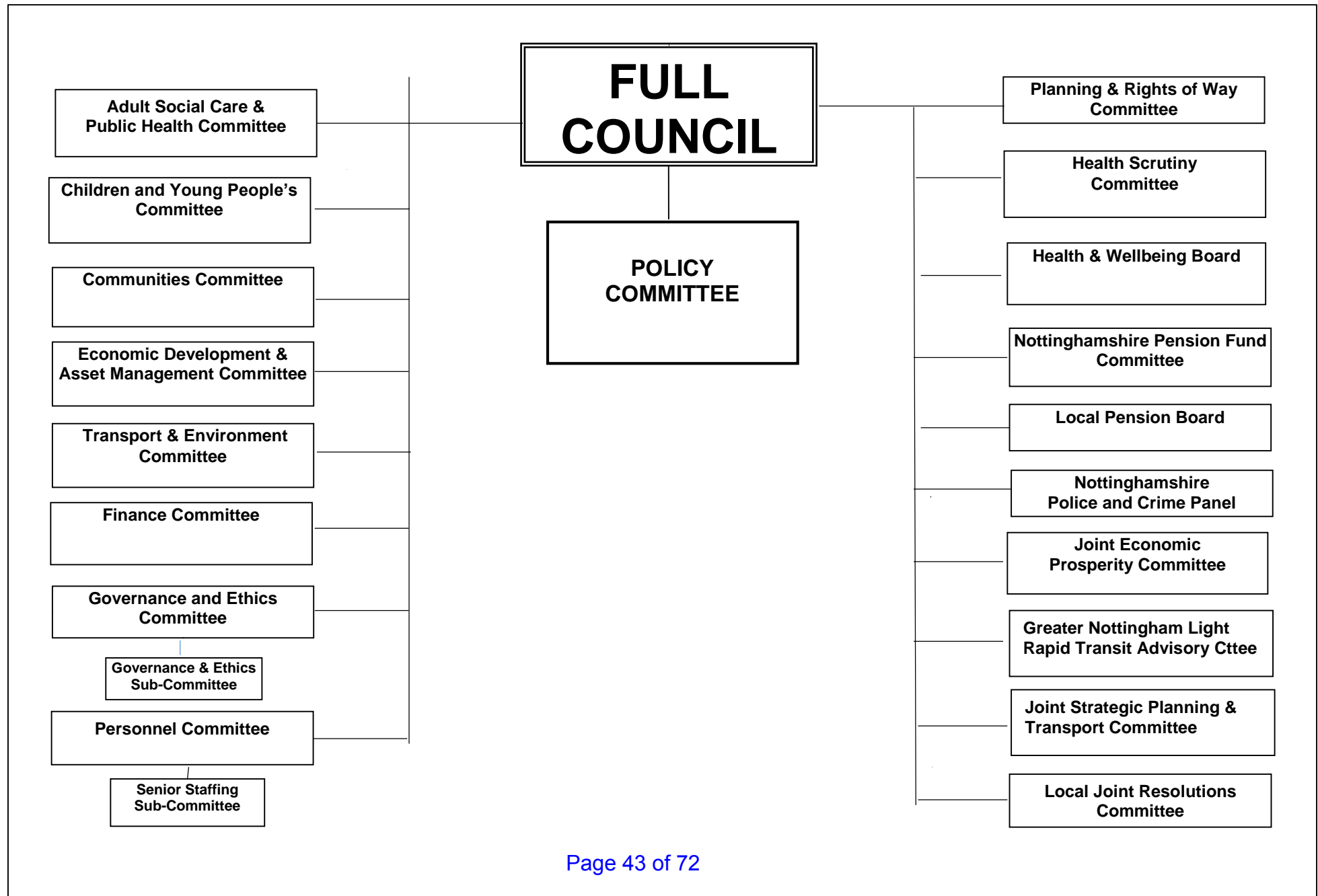
- LGPS Central Asset Pooling – Governance Arrangements – Full Council 12<sup>th</sup> January 2017 (published)
- Health and Wellbeing Board Governance and Management – Health and Wellbeing Board 7<sup>th</sup> March 2018 (published)
- [Council Constitution](#) as amended on 1<sup>st</sup> October 2020 (published)

**Electoral Division(s) and Member(s) Affected**

- All



## **Nottinghamshire County Council – Committee Structure – May 2021**





**PART A – TERMS OF REFERENCE**

**THE FULL COUNCIL**

1. The functions listed below are reserved to the Full Council and can only be discharged by the Full Council:
  - a. Determining all policies and plans statutorily reserved to the Full Council including:
    - Annual library plan/strategy
    - Crime and disorder reduction strategy (Community Safety Agreement)
    - Local transport plan
    - Plans and alterations which together comprise the Development Plan
    - Youth justice plan (Youth Crime Strategy)
  - b. The approval or adoption of a plan or strategy for the control of the Council's borrowing, investments or capital expenditure, or for determining the Council's minimum revenue provision; the Budget
  - c. The approval of any of the above documents in the event they, or part of them, need to be submitted to the Secretary of State or any Government Minister for final approval, including where they are to be submitted in draft form
  - d. The approval of changes to any plan or strategy referred to above, unless: -
    - that change is required by the Secretary of State or any Government Minister where the plan or strategy has been submitted to them for approval, or
    - Full Council specifically delegated authority in relation to these functions when it approved or adopted the plan or strategy
  - e. Adopting and changing the Constitution
  - f. Establishing committees and deciding their terms of reference and size
  - g. Appointing and removing chairmen and vice-chairmen
  - h. Authorising appointments to any joint committees
  - i. Authorising appointments to the Nottinghamshire and City of Nottingham Fire Authority
  - j. Approving a Members' Allowances Scheme including any provision for Chairman's and Vice Chairman's expenses
  - k. Approving the annual Senior Officer Pay Policy Statement

- l. Confirming the appointment of, and dismissing, the Head of Paid Service, the Monitoring Officer and the Chief Finance Officer
- m. Making any request to the Local Government Boundary Commission for England for single-member electoral areas
- n. The passing of a resolution to change the County's electoral scheme
- o. Making an order to give effect to recommendations made in a community governance review
- p. In relation to any overview and scrutiny committees, permitting a co-opted member to vote at meetings of that committee
- q. Changing the name of the County
- r. Conferring the title of honorary alderman
- s. Making, amending, revoking, re-enacting and adopting bye-laws and promoting and opposing the making of local legislation and personal bills in Parliament
- t. Any other function which, by law, must be reserved to the Full Council

## **POLICY COMMITTEE – TERMS OF REFERENCE**

- 2. The powers and functions set out below are delegated to Policy Committee by the Full Council:
  - a. All decisions within the control of the Council including but not limited to those listed in the Table below
  - b. Policy development and approval in relation to matters within the remit of Policy Committee except on matters reserved for the Full Council
  - c. Review of performance on a regular basis
  - d. Review of day to day operational decisions taken by Officers
  - e. Approval of consultation responses relating to the Committee's areas of responsibility 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.
  - f. Approval of relevant staffing structures as required
  - 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.

3. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
4. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to Officers.
5. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be co-ordinated by a cross-committee project steering group that will report back to the relevant Committee.

Table
Responsibility for ensuring that committees operate under the policy direction of the County Council.
Responsibility for approving new policies, changes to existing policies with significant financial or other impacts, or where the policy falls within the remit of more than one Committee, subject to any necessary approval required by the Full Council
Responsibility for the discharge of all functions and exercise of all powers of the County Council not expressly reserved to the Full Council or to any other part of the County Council by statute or by this Constitution
Responsibility for monitoring and reviewing the overall performance of the Council
Responding to any consultations within the remit of more than one committee as and when required
Responsibility for those functions relating to elections and local democracy which are not reserved to the Full Council
Responsibility for the Council's external communications policy and its implementation
Responsibility for ensuring the Council meets its equalities duties
Responsibility for all remaining statutory overview and scrutiny powers except those delegated to a health scrutiny committee, Communities Committee and Transport and Environment Committee
Responsibility for reviewing annual reports and inspection reports not within the remit of another committee
Responsibility for authorising hospitality to be offered by the County Council except where the cost is to be covered by the Chairman of the County Council's individual budget
Responsibility for making changes to the organisations on the list of Outside Bodies
Responsibility for monitoring delivery of the Council Plan
Responsibility for monitoring and driving the Council's Transformation and Change Programme

## ADULT SOCIAL CARE AND PUBLIC HEALTH COMMITTEE – TERMS OF REFERENCE

6. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to adult social care and public health:
  - a. All decisions within the control of the Council including but not limited to those listed in the Table below
  - b. Policy development and approval in relation to adult social care and public health, subject to any necessary approval by the Policy Committee or the Full Council
  - c. Review of performance in relation to the services provided on a regular basis
  - d. Review of day to day operational decisions taken by Officers
  - e. Approval of relevant consultation responses 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.
  - f. Approval of relevant staffing structures as required
  - 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.
7. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
8. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to Officers.
9. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Responsibility for adult social care matters (eg. people aged 18 or over with eligible social care needs and their carers)
Responsibility for promoting choice and independence in the provision of all adult social care



Table
Responsibility for all Public Health functions with the exception of functions reserved to the Health and Wellbeing Board

## **CHILDREN AND YOUNG PEOPLE'S COMMITTEE – TERMS OF REFERENCE**

10. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to children and young people.
- All decisions within the control of the Council including but not limited to those listed in the Table below
  - Policy development and approval in relation to children and young people, subject to any necessary approval by the Policy Committee or the Full Council
  - Review of performance in relation to the services provided on a regular basis
  - Review of day to day operational decisions taken by Officers
  - Approval of consultation responses 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.
  - Approval of departmental staffing structures as required
  - 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.
11. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
12. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to Officers.
13. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Responsibility for the strategic and operational effectiveness of the County Council's children's services
Responsibility for ensuring that the County Council's children's services meet the needs of all children and young people, including the most disadvantaged and vulnerable

Table
Responsibility for the functions and powers conferred on or exercisable by the County Council in relation to educational matters
Responsibility for overseeing the County Council's responsibilities as the corporate parent of children and young people in care and for championing their interests

14. The Chairman of the Children and Young People's Committee will be designated the lead Councillor for Children and Young People's Services in accordance with Section 19 of the Children Act 2004.

## **COMMUNITIES COMMITTEE – TERMS OF REFERENCE**

15. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to communities activity :
- All decisions within the control of the Council including but not limited to those listed in the Table below
  - Policy development and approval in relation to communities activity, subject to any necessary approval by the Policy Committee or the Full Council
  - Review of performance in relation to the services provided on a regular basis
  - Review of day to day operational decisions taken by officers
  - Approval of consultation responses 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.
  - Approval of departmental staffing structures as required
  - 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.
16. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
17. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to Officers.
18. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Responsibility for Culture, including libraries and archives, adult and community learning, arts, heritage, sports, country parks and green spaces
Responsibility for support to communities including Community Hub and voluntary and community sector support (including funding)
Responsibility for Regulation and Enforcement relating to Communities, including all Trading Standards functions and statutory duties and Public Protection
Responsibility for all functions undertaken in relation to emergency planning including the safety of sports grounds
Responsibility for the registration services for births, deaths and marriages
Responsibility for all duties arising in relation to the Coroner's Service
Responsibility for Traded Services relating to Communities including catering services and facilities management
Responsibility for statutory crime and disorder scrutiny

## **ECONOMIC DEVELOPMENT AND ASSET MANAGEMENT COMMITTEE – TERMS OF REFERENCE**

19. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to economic development and asset management activity :

- a. All decisions within the control of the Council including but not limited to those listed in the Table below
- b. Policy development and approval in relation to economic development and asset management activity, subject to any necessary approval by the Policy Committee or the Full Council
- c. Review of performance in relation to the services provided on a regular basis
- d. Review of day to day operational decisions taken by officers
- e. Approval of consultation responses 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.
- f. Approval of departmental staffing structures as required
- 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.

20. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and

determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.

21. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to Officers.
22. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Responsibility for economic recovery and renewal, including employment and skills, business support, visitor economy, infrastructure and place
Responsibility for infrastructure and growth including strategic infrastructure, Investing in Nottinghamshire and schools building
Responsibility for development and delivery of major infrastructure and physical development programmes including highways schemes
Responsibility for Highways development control
Responsibility for the County Council Developer Contributions Strategy and its delivery
Responsibility for Strategic Asset Management including land and property, land promotion and disposals and leases, property design and construction and related consultancy services, energy and utilities and the asset management plan

## **FINANCE COMMITTEE – TERMS OF REFERENCE**

23. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to finance:
  - a. All decisions within the control of the Council including but not limited to those listed in the Table below
  - b. Policy development and approval in relation to finance, subject to any necessary approval by the Policy Committee or the Full Council
  - c. Review of performance in relation to the services provided on a regular basis
  - d. Review of day to day operational decisions taken by officers
  - e. Approval of consultation responses 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.
  - f. Approval of departmental staffing structures as required
  - 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.

24. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
25. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to officers.
26. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Responsibility for the financial management of the Authority including recommending to Council the financial strategy, annual revenue budget, annual capital budget, and precept on billing authorities
Responsibility for corporate procurement
Responsibility for the Council's internal trading organisations except where reported elsewhere
Responsibility for the strategic overview and management of all Council contracts in excess of £10 million or otherwise of major significance
Responsibility for developing and implementing a Commercial Strategy for the Council subject to Policy Committee approval
Responsibility for ICT
Responsibility for considering performance reports in relation to the Council's ICT strategy

## **GOVERNANCE AND ETHICS COMMITTEE – TERMS OF REFERENCE**

27. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to governance and ethics:
  - a. All decisions within the control of the Council including but not limited to those listed in the Table below
  - b. Policy development and approval in relation to governance and ethics activity, subject to any necessary approval by the Policy Committee or the Full Council
  - c. Review of performance in relation to the services provided on a regular basis
  - d. Review of day to day operational decisions taken by officers
  - e. Approval of consultation responses 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.

- f. Approval of departmental staffing structures as required
  - 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.
28. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
29. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to Officers.
30. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Responsibility for advising Full Council on the adequacy of the Council's systems of internal control and overseeing the external auditor's annual audit of the accounts
Responsibility for approving the Annual Statement of Accounts
Responsibility for approving the Annual Governance Statement and keeping it under review on a regular basis
Responsibility for reviewing and maintaining the Council's Local Code on Corporate Governance
Responsibility for maintaining an overview of the Council's Financial Regulations and anti-fraud and anti-corruption strategies, and for recommending the Financial Regulations to Full Council for adoption
Responsibility for ensuring high standards of conduct by the County Council, its Councillors, co-opted members and Officers
Responsibility for dealing with matters relating to alleged breaches of the Code of Conduct for Councillors and Co-opted Members
Responsibility for the implementation of and revision to councillor codes of conduct and practice of the County Council
Responsibility for Information Governance including but not limited to Data Protection and Freedom of Information
Responsibility for resolving any issues arising from the Members' Allowances Scheme
Responsibility for monitoring the Councillors' Divisional Fund
Responsibility for approving the recruitment process for any independent members of committees and panels required by statute
Responsibility for the Council's risk management strategy
Responsibility for Legal, Democratic and Complaints Services

## **GOVERNANCE AND ETHICS SUB-COMMITTEE – TERMS OF REFERENCE**

31. Responsibility for formal hearings under the Council's Procedure for dealing with Conduct Allegations against Councillors and Co-opted Members, including deciding whether there has been a breach of the Code of Conduct, and if appropriate imposing any sanction available under the Procedure and the relevant legislation.

## **HEALTH AND WELLBEING BOARD – TERMS OF REFERENCE**

32. To prepare, publish and maintain a joint strategic needs assessment.
33. To prepare, publish and maintain a Pharmaceutical Needs Assessment
34. To prepare and publish a joint health and wellbeing strategy based on the needs identified in the joint strategic needs assessment and to oversee the implementation of the strategy.
35. Discretion to give Nottinghamshire County Council an opinion on whether the Council is discharging its statutory duty to have due regard to the joint strategic needs assessment and the health and wellbeing strategy.
36. To promote and encourage integrated working including joint commissioning in order to deliver cost effective services and appropriate choice. This includes providing assistance and advice and other support as appropriate, and joint working with services that impact on wider health determinants.
37. To discuss all issues considered to be relevant to the overall responsibilities of the Health and Wellbeing Board, and to perform any specific duties allocated by the Department of Health.
38. The Board will be responsible for its own projects and may establish steering groups to consider projects. Where it considers appropriate, projects will be considered by a cross-committee project steering group that will report back to the Board or most appropriate Committee.

## **HEALTH SCRUTINY COMMITTEE – TERMS OF REFERENCE**

39. Responsibility for scrutinising health matters in relation to service provision for residents living in the County Council's area.

## **LOCAL JOINT RESOLUTIONS COMMITTEE – TERMS OF REFERENCE**

40. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee:
  - a. Responsibility for considering any issues where agreement cannot be reached between management and the trade unions.



**NOTE:** The Committee will have no delegated authority; any recommendations will be referred either to the Personnel Committee, Policy Committee or to the Full Council for approval. This Committee will meet only as and when required.

## **NOTTINGHAMSHIRE LOCAL PENSION BOARD – TERMS OF REFERENCE**

41. The exercise of the powers and functions set out below are delegated by the Full Council to the Local Pension Board: -

- a. Responsibility for assisting the Nottinghamshire Pension Fund Committee and its sub-committees:
  - To secure compliance with all legislation relating to the governance and administration of the Local Government Pension Scheme in Nottinghamshire and the requirements imposed by the Pensions Regulator, and
  - To ensure the effective and efficient governance and administration of the Local Government Pension Scheme in Nottinghamshire
- b. Authority to request information with regard to any aspect of the Council's function as Administering Authority of the Local Government Pension Scheme in Nottinghamshire, any such request to be reasonably complied with.
- c. Authority to make recommendations to County Council or the relevant committee, any such recommendations being considered and a response made within a reasonable period of time.
- d. Authority to escalate serious concerns relating to potential fundamental breach of legislation or governance failure to the relevant body.

## **NOTTINGHAMSHIRE PENSION FUND COMMITTEE – TERMS OF REFERENCE**

42. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to pensions:

- a. Conduct its activities within the regulations which apply to the Local Government Pension Scheme including its fiduciary duties.
- b. All decisions within the control of the Council including but not limited to those listed in the Table below
- c. Policy development and approval in relation to pensions, subject to any necessary approval by the Policy Committee or the Full Council
- d. Review of performance in relation to the services provided on a regular basis
- e. Review of day to day operational decisions taken by officers



- f. Approval of consultation responses 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.
  - 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.
43. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
44. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to officers.
45. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Administering the Nottinghamshire Pension Fund, including investments by and management of pension funds and the administration of the Pension Fund

**NOTE:** The County Council administers this Pension Fund on behalf of Nottinghamshire County Council, Nottingham City Council, the District and Borough Councils and other admitted bodies in Nottinghamshire.

## **PERSONNEL COMMITTEE – TERMS OF REFERENCE**

46. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to personnel:
- a. All decisions within the control of the Council including but not limited to those listed in the Table below
  - b. Policy development and approval in relation to personnel, subject to any necessary approval by the Policy Committee or the Full Council
  - c. Review of performance in relation to the services provided on a regular basis
  - d. Review of day to day operational decisions taken by officers
  - e. Approval of consultation responses 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.

- f. Approval of departmental staffing structures as required
  - 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.
47. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
48. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to officers.
49. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
Responsibility for the pay, terms and conditions of service and training of employees except for approving the annual Pay Policy Statement which is reserved to the Full Council
Responsibility for employee relations including arrangements for consultation/ negotiation with Trades Unions and any matters relating to Trade Union recognition
Responsibility for health and safety related matters
Reviewing and recommending Employment Procedure Rules to the Council for adoption
Reviewing annually the overall staffing structure of the Council
Responsibility for Human Resources, Business Support, the Business Services Centre, the Customer Services Centre and Communications Team

## **SENIOR STAFFING SUB-COMMITTEE – TERMS OF REFERENCE**

50. This is a sub-committee of the Personnel Committee.
51. The exercise of the powers and functions set out below are delegated by the Full Council to the Senior Staffing Sub-Committee:-
- a. Responsibility for the appointment and dismissal of, and taking disciplinary action against, senior employees as set out in the Employment Procedure Rules

### **NOTE:-**

- The appropriate committee chairman for the post being considered will always be appointed as a member of the Sub-Committee. Where the issue being considered relates to the Council's Chief Executive or a Corporate Director the Sub-Committee will have a membership of nine; otherwise the Sub-Committee will have a membership of five.
- The Sub-Committee will be required to follow the Council's Recruitment and Selection Code of Practice.
- The procedures the Sub-Committee is required to follow are set out in the Employment Procedure Rules.

## **PLANNING AND RIGHTS OF WAY COMMITTEE – TERMS OF REFERENCE**

52. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to planning and rights of way:

- 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, town and village greens and common land.
- c. Responsibility for all licensing functions given to the Authority by law, except safety of sports grounds.
- d. Receiving reports on the exercise of powers delegated to officers in relation to functions for which this Committee is responsible.
- e. 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.
- f. 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.

## **TRANSPORT AND ENVIRONMENT COMMITTEE – TERMS OF REFERENCE**

53. The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to transport and environment activity :

- a. All decisions within the control of the Council including but not limited to those listed in the Table below

- b. Policy development and approval in relation to transport and environment activity, subject to any necessary approval by the Policy Committee or the Full Council
  - c. Review of performance in relation to the services provided on a regular basis
  - d. Review of day to day operational decisions taken by officers
  - e. Approval of consultation responses 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.
  - f. Approval of departmental staffing structures as required
  - 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.
54. If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy Committee.
55. As part of the detailed work programme the Committee will receive reports on the exercise of powers delegated to Officers.
56. The Committee will be responsible for its own projects and may establish steering groups to consider projects. Where it considers it appropriate, projects will be considered by a cross-committee project steering group that will report back to the most appropriate Committee.

Table
<p>Responsibility for Highways functions (including Rights of Way except those functions which form part of the terms of reference for Planning and Rights of Way Committee) including:</p> <ul style="list-style-type: none"> <li>• highways capital and revenue programmes (except where reported to Economic Development and Asset Management Committee)</li> <li>• the planning, management and maintenance of highways and pavements</li> <li>• traffic management and Traffic Regulation Orders</li> <li>• parking provision</li> <li>• integrated transport measures</li> <li>• road safety</li> </ul>
<p>Responsibility for public transport and fleet management including:</p> <ul style="list-style-type: none"> <li>• local bus services</li> <li>• education and adult care transport</li> <li>• council fleet</li> </ul>

Table
Responsibility for all matters relating to minerals and waste planning not falling within the delegation of any other committee.
Responsibility for all matters relating to Council's role as Waste Disposal Authority.
Responsibility for all matters relating to environment and sustainability including environment strategy, transition to Zero Carbon and air quality
Responsibility for flood risk management and statutory flood risk management scrutiny
Responsibility for making observations on relevant planning matters on which the County Council is consulted, in accordance with the agreed protocol
Responsibility for conservation and archaeology



## **REPORT OF THE CHIEF EXECUTIVE**

### **ESTABLISHMENT OF COMMITTEES**

#### **Purpose of the Report**

1. To agree the composition of the Council's Committees and make appointments to the positions of Chairmen and Vice-Chairmen.

#### **Information**

2. A report previously on the agenda has established the Committee Structure for the 2021/22 municipal year.
3. In determining the composition of Committees, account must be taken of the requirements of Section 15 of the Local Government and Housing Act 1989. This requires that seats on Committees and Sub-Committees are allocated to the political Groups of the Council in a way which reflects the overall balance on the Council. The advice of the Monitoring Officer is that to comply with legislative requirements the allocation of seats should be based on overall seat numbers rather than on individual committee numbers. The chart in Appendix A sets out the allocation of places on the Committees which Council is asked to agree.
4. The Council also appoints members to a number of other committees, joint committees and boards which are not part of the requirements set out in paragraph 3 above. Appendix B provides details of these appointments which Council is asked to agree.
5. The Council is asked to appoint the Committee Chairmen and Vice-Chairmen for the municipal year as set out below:-

<b>Committee</b>	<b>Chairman</b>	<b>Vice-Chairmen</b>
Adult Social Care and Public Health	Councillor Boyd Elliott	Councillor Scott Carlton Councillor Nigel Turner
Children and Young People's	Councillor Tracey Taylor	Councillor Sam Smith Councillor Sinead Anderson
Communities	Councillor John Cottee	Councillor Tom Smith
Economic Development and Asset Management	Councillor Keith Girling	Councillor Reg Adair Councillor Mike Introna
Finance	Councillor Richard Jackson	Councillor Roger Jackson
Governance and Ethics	Councillor Philip Owen	Councillor Nigel Moxon
Health and Wellbeing Board	Councillor Dr John Doddy	Appointed by the Board
Health Scrutiny	Councillor Sue Saddington	Councillor Matt Barney

Joint Strategic Planning and Transport	City Councillor	Councillor John Ogle
Nottinghamshire Pension Fund	Councillor Eric Kerry	Councillor André Camilleri
Personnel	Councillor Gordon Wheeler	Councillor Jonathan Wheeler
Planning and Rights of Way	Councillor Richard Butler	Councillor Sybil Fielding
Policy	Councillor Ben Bradley MP	Councillor Bruce Laughton
Transport and Environment	Councillor Neil Clarke MBE	Councillor John Ogle Councillor Mike Adams

6. The following Committees have alternative arrangements for appointing the Chairman:-

<b>Committee</b>	<b>Chairman appointment</b>
Governance and Ethics Sub	To be appointed by the sub-committee when required
Greater Nottingham Light Rapid Transit Advisory Committee	Appointed by Nottingham City Council
Local Joint Resolutions Committee	To be appointed by the committee when required
Senior Staffing Sub	To be appointed by the sub-committee when required

7. A number of committees have other representatives to be appointed, either following nomination by other organisations or following recruitment and selection procedures:-

(a) 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

(b) 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

(c) Nottinghamshire Pensions Fund Committee: Three City Councillors, two Nottinghamshire District / Borough Council representatives, two Trade Union Representatives, one Scheduled Body representative plus two pensioner representatives.

8. 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 the Leader is not a voting full member, except Health Scrutiny Committee, Mental Health Guardianship Panel, Planning and Rights of Way Committee and Joint Committees. As an ex-officio member the Leader would have the right to speak but not to vote at meetings.

9. It is the responsibility of the Chief Executive (Proper Officer) to enact the wishes of the Groups of the Council in appointing members to the committees based on the proportionality set out in Appendix A. This is 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. As set out in paragraph 7 above, the Chief Executive also has responsibility for appointing co-optees to committees when required. As in previous years, it



is proposed to delegate these responsibilities to the Team Manager, Democratic Services to enable the effective management of the appointments.

10. It is a legal requirement for the County Council to appoint Independent Persons, whose views must be sought and taken into account if a Code of Conduct complaint against a Councillor is investigated. The currently appointed Independent Persons are Ian Bayne, Craig Coles and Rob White and it is recommended to appoint them as the Council's Independent Persons for the forthcoming year. Should any further appointments be recommended by Governance and Ethics Committee then a further report will be brought to Council to seek approval to their appointment.

### **Other Options Considered**

11. No other options considered

### **Reason/s for Recommendation/s**

12. As set out in paragraphs 3, 4 and 5, the Annual Meeting of Full Council has to establish the composition of its Committees and may make appointments to the positions of Committee Chairmen and Vice-Chairmen.

### **Statutory and Policy Implications**

13. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment 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**

Chairmen and Vice-Chairmen of Committees are entitled to claim Special Responsibility Allowances (SRAs) as set out in the Constitution. There are no changes to the overall number of Chairmen and Vice-Chairmen proposed.

The new committee structure will inform the Independent Remuneration Panel at its meeting in June 2021 and a report setting out their recommendations will be brought back to the next available Full Council meeting.

### **RECOMMENDATION/S**

It is recommended:-

- 1) That the Council confirm the composition and allocation of seats and its continued participation of the Joint Committees set out in Appendix A and confirm the continued participation in the other committees, joint committees and boards, and allocation of seats, as set out in Appendix B.

- 2) That the Council make the appointments of Chairmen and Vice-Chairmen set out in Paragraph 5 and agrees the arrangements for appointing the Chairmen of the Committees set out in Paragraph 6 until the Annual Meeting of the Council in May 2022.
- 3) That the other representatives on the committees / sub-committees set out in Paragraph 7 be agreed.
- 4) That the Leader of the Council be an ex-officio member of all committees and sub-committees except Health Scrutiny Committee, Mental Health Guardianship Panel, Planning and Rights of Way Committee and Joint Committees.
- 5) That the appointment of members of the political Groups of the Council to committees, sub-committees, joint committees and boards be undertaken by the Team Manager, Democratic Services on behalf of the Chief Executive (the Proper Officer) in order to give effect to the wishes of the political Groups of the Council.
- 6) That the Team Manager, Democratic Services be authorised to act on behalf of the Chief Executive (Proper Officer) to appoint people as co-optees to committees when required.
- 7) That the Council appoints Ian Bayne, Craig Coles and Rob White as the Council's Independent Persons until the Annual Meeting of the Council in May 2022.

**Anthony May**  
**Chief Executive**

**For any enquiries about this report please contact:**

Marjorie Toward, Service Director, Customers, Governance and Employees and Monitoring Officer

**Constitutional Comments (HD 18/05/2021)**

14. The proposals set out in this report fall within the remit of Full Council.

**Financial Comments (SES 14/05/2021)**

15. 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.

- Revised Committee System and Other Amendments to the Constitution report – Full Council 25<sup>th</sup> May 2017 (published)
- Appointment of Committees reports – Full Council 25<sup>th</sup> May 2017 and 11<sup>th</sup> June 2020 (published)
- LGPS Central Asset Pooling – Governance Arrangements – Full Council 12<sup>th</sup> January 2017 (published)

- Health and Wellbeing Board Governance and Management – Health and Wellbeing Board 7<sup>th</sup> March 2018 (published)
- Communities and Place Review and Development Committee report – Full Council 20<sup>th</sup> September 2018 (published)
- [Council Constitution](#) as amended on 1<sup>st</sup> October 2020 (published)

**Electoral Division(s) and Member(s) Affected**

- All



## APPENDIX A - Allocation of Committee Seats

Meeting	Number of County Cllrs	Conservatives	Labour	Independent Group	Liberal Democrat	Councillor Dobson	Councillor Garner	Other
Adult Social Care and Public Health Committee	11	6	3	1	1			
Children and Young People's Committee	11	6	3	2				4 non-voting co-optees: see para 7a
Communities Committee	11	6	2	2			1	
Economic Development and Asset Management Committee	11	6	3	2				
Finance Committee	11	6	3	2				
Governance & Ethics Committee	11	6	2	2	1			
Governance & Ethics Sub-Committee	5	3	1	1				
Greater Nott'm Light Rapid Transit Advisory Committee *	5	3	1	1				5 City Council Members
Health and Wellbeing Board **	5	3	1	1				19: see para 7b
Health Scrutiny Committee	11	6	3	2				
Joint Committee 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	5	2	1			1	10 non-voting co-optees: see para 7c
Personnel Committee	11	6	2	2		1		
Planning & Rights of Way Committee	13	8	3	2				
Policy Committee	19	12	4	3				
Senior Staffing Sub-Committee	9	5	2	2				
Transport and Environment Committee	11	6	2	2		1		

\* A joint committee between Nottinghamshire County Council and Nottingham City Council

\*\* In accordance with the decision of the Health and Wellbeing Board every other meeting will be a non-public workshop



## Other Committees, Joint Committees and Boards

### **Mental Health Guardianship Panel**

The Mental Health Guardianship Panel makes decisions on renewal and discharge of guardianship under the Mental Health Act 1983.

That the Mental Health Guardian Panel be established with 5 members (3 Conservative Group, 1 Labour Group, 1 Independent Group)

### **Nottinghamshire Local Pensions Board**

The Nottinghamshire Local Pensions 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.

That the membership of the Nottinghamshire Local Pensions Board be confirmed as one County Councillor, one City Councillor, two other employer representatives, one Trade Union representative and three other pension scheme member representatives

### **City of Nottingham and Nottinghamshire Economic Prosperity Committee**

The City of Nottingham and Nottinghamshire Economic Prosperity Committee is a joint Committee of all the District / Borough Council's in Nottinghamshire, Nottingham City and the County Council. 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.

That the Leader of the Council be appointed to the City of Nottingham and Nottinghamshire Economic Prosperity Committee and the Deputy Leader of the Council be appointed to act as substitute.

### **Nottinghamshire Police and Crime Panel**

The Nottinghamshire Police and Crime Panel is a joint Committee of all the District / Borough Council's in Nottinghamshire, Nottingham City and the County Council. Legislation stipulates that the 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 Panel's Membership including political balance will be reviewed at its annual meeting on 7<sup>th</sup> June 2021.

That 1 member of the Ruling Group be appointed to the Panel as the Council's representative.

### **Nottinghamshire and City of Nottingham Fire Authority**

That the 12 places on the Nottinghamshire and City of Nottingham Fire Authority be allocated in a way that reflects the political balance on the Council and is allocated between the Groups as follows:-

- |                          |   |
|--------------------------|---|
| • The Conservative Group | 7 |
| • Labour Group           | 3 |
| • Independent Group      | 2 |

**Bus Lane Adjudication Service Joint Committee**

A joint committee with a number of other local authorities which is established for the purpose of ensuring the efficient provision of an adjudication service for all participating authorities.

That the Chairman of the Transport and Environment Committee be appointed as the Council's representative.

**PATROL (Parking and Traffic Regulations Outside London) Joint Committee**

A joint committee with a number of local authorities which has a statutory duty to make provision for the independent adjudication of parking and traffic penalties issued under the Traffic Management Act 2004.

That the Chairman of the Transport and Environment Committee be appointed as the Council's representative.

**LGPS (Local Government Pension Scheme) Central Joint Committee**

The LGPS Central Joint Committee is a public forum for the Councils within the LGPS Central Pool (Cheshire West and Chester Council, Derbyshire County Council, Leicestershire County Council, Nottinghamshire County Council, Shropshire County Council, Staffordshire County Council, Wolverhampton City Council and Worcestershire County Council). The Joint Committee consists of one elected member from each Council.

That the Chairman of the Nottinghamshire Pensions Fund Committee be appointed as the Council's representative.

**Joint Health Scrutiny Committees**

The Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013 sets out that where a local NHS body or health service provider is consulting more than one local authority's health scrutiny function about significant development or reconfiguration proposals the local authorities can be required to establish a joint committee to consider the proposals.

The Council is currently a member of the South Yorkshire, Derbyshire and Nottinghamshire Joint Health Scrutiny Committee.

That the Chairman of the Health Scrutiny Committee be appointed as the Council's representative.