



## SUMMONS TO COUNCIL

date Thursday, 23 November 2017 venue County Hall, West Bridgford,  
**commencing at 10:30** Nottingham

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

Chief Executive

- |           |   |         |
|-----------|---|---------|
| <b>1</b>  | Minutes of the last meeting held on 21 September 2017                       | 7 - 30  |
| <b>2</b>  | Apologies for Absence   |         |
| <b>3</b>  | Declarations of Interests by Members and Officers:- (see note below)        |         |
|           | (a) Disclosable Pecuniary Interests   |         |
|           | (b) Private Interests (pecuniary and non-pecuniary)                         |         |
| <b>4</b>  | Chairman's Business   |         |
|           | a) Presentation of Awards/Certificates (if any)                             |         |
| <b>5</b>  | Constituency Issues (see note 4)  |         |
| <b>6a</b> | Presentation of Petitions (if any) (see note 5 below)                       |         |
| <b>6b</b> | Responses to Petitions Presented to the Chairman of the County Council      | 31 - 36 |
| <b>7</b>  | Implementation of the Markets in Financial Instruments Directive (MIFID II) | 37 - 40 |

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|-----------|---|---------|
| <b>8</b>  | Fair Funding Review   | 41 - 48 |
| <b>9</b>  | Treasury Management Mid-Year Report 2017-18                           | 49 - 56 |
| <b>10</b> | Questions   |         |
|           | a) Questions to Nottinghamshire and City of Nottingham Fire Authority |         |
|           | b) Questions to Committee Chairmen                                    |         |
| <b>11</b> | NOTICE OF MOTIONS   |         |

#### Motion One

Nottinghamshire County Council:

1. Notes that the Government have granted 41 Petroleum Exploration Development Licences by the National Government. This includes sites in all districts in Nottinghamshire.
2. Recognises and acknowledges that in its ownership or management, the County of Nottinghamshire has many jewels in its crown. These areas include the iconic and historic Sherwood Forest and these areas of such natural beauty should be protected for future generations
3. Notes that the Government have granted exploratory licenses to allow companies to conduct seismic testing at a number of sites across the county

Nottinghamshire County Council therefore:

1. Commits to promote a green economy that will deliver skilled jobs and lower bills, as well tackling the urgent threat from climate change.
2. Commits to not permitting seismic testing on any land owned or managed by Nottinghamshire County Council preserving the public use and the environmental benefits of such areas
3. Will write to the Government asking them to focus on unlocking the jobs and growth that a low-carbon energy infrastructure could provide for our industry, workforce and communities in Nottinghamshire

**Councillor Alan Rhodes**  
**Zadrozny**

**Councillor Jason**

## Motion Two

This Council notes the current proposals being consulted on by the Nottinghamshire Fire and Rescue Service (NSFS) to introduce 'mixed crewing' (a mixture of full time or 'wholetime' firefighters with on call or 'retained' personnel) at two out of three fire stations, Ashfield, Retford or Worksop. This would mean that 2 out of the 3 selected stations would have no full time firefighter cover at night.

This Council believes that the proposals from Nottinghamshire Fire and Rescue Service (NFRS) to save £1m a year would put public safety at risk.

This Council notes that the Public Consultation on the proposals ends on December 17th. NCC call on the public of Nottinghamshire to take part in this vital consultation and will provide details of how to do so prominently on their website.

Calls for the County Council to take part in the consultation and state that the preferred option of this County Council is that current service levels at all 3 stations are maintained.

Calls for a meeting with Minister of State for Policing and the Fire Service – Nick Hurd MP and the leaders of the Ashfield Independents, the Conservatives and Labour Parties to discuss budget cuts at the Authority.

**Councillor Jason Zadrozny**

**Councillor Tom Hollis**

Motion Three

That the Leader of the Council should write to the Secretary of State for Health stating that Nottinghamshire County Council:-

- Supports the policy of successive governments to achieve better integration of health and social care services, and supports the Sustainability and Transformation Partnership (STP) as a means of serving the needs of the population and providing the best value for public money, as enshrined in this Council's agreed guiding principles for integration;
- Supports the development of a countywide approach to the commissioning of health and social care provision that is transparent, subject to public consultation, and delivers consistent, flexible, high quality, financially sustainable services, in particular for people with long term conditions and/or disabilities;
- Believes health and social care for Nottinghamshire residents should be provided within the County boundaries, as close to their homes as possible, and specifically calls for Bassetlaw to be part of the Nottinghamshire STP to ensure better and consistent delivery aligned with other council services;
- Supports enhanced political scrutiny of the STP through the participation of elected County Councillors and NHS Board Chairs in an advisory capacity, and well ensure that the Council's legal and financial responsibilities are met through direct oversight by County Councillors and officers.

**Councillor Stuart Wallace**

**Councillor Mrs Kay Cutts MBE**

**12** ADJOURNMENT DEBATE  
(if any)

Notes:-

**(A) For Councillors**

(1) Members will be informed of the date of their Group meeting for Council by their Group Researcher.

(2) The Chairman has agreed that the Council will adjourn for lunch at their discretion.

(3) (a) Persons making a declaration of interest should have regard to the Code of Conduct and the Procedure Rules for Meetings of the Full Council. Those declaring must indicate whether their interest is 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 annual meeting, a special meeting and the budget meeting, Members are given an opportunity to speak for up to three minutes on any issues 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 30 minutes for this item.

(5) Members are reminded that petitions can be presented from their seat with a 1 minute time limit set on introducing the petition.





Meeting COUNTY COUNCIL

Date Thursday, 21<sup>st</sup> September 2017 (10.30 am – 4.32 pm)

**Membership**

Persons absent are marked with 'A'

**COUNCILLORS**

John Handley (Chairman)  
Mrs Sue Saddington (Vice-Chairman)

|   |                   |                      |
|---|-------------------|----------------------|
|   | Reg Adair         | John Knight          |
|   | Pauline Allan     | Bruce Laughton       |
|   | Chris Barnfather  | John Longdon         |
|   | Joyce Bosnjak     | Rachel Madden        |
|   | Ben Bradley       | David Martin         |
|   | Nicki Brooks      | Diana Meale          |
|   | Andrew Brown      | John Ogle            |
|   | Richard Butler    | Philip Owen          |
|   | Steve Carr        | Michael Payne        |
|   | John Clarke       | John Peck JP         |
|   | Neil Clarke MBE   | Sheila Place         |
|   | John Cottee       | Liz Plant            |
|   | Jim Creamer       | Mike Pringle         |
| A | Mrs Kay Cutts MBE | Francis Purdue-Horan |
|   | Samantha Deakin   | Mike Quigley MBE     |
|   | Maureen Dobson    | Alan Rhodes          |
|   | Dr John Doddy     | Kevin Rostance       |
|   | Boyd Elliott      | Phil Rostance        |
|   | Sybil Fielding    | Andy Sissons         |
|   | Kate Foale        | Helen-Ann Smith      |
|   | Stephen Garner    | Tracey Taylor        |
|   | Glynn Gilfoyle    | Parry Tsimbirdis     |
|   | Keith Girling     | Steve Vickers        |
|   | Kevin Greaves     | Keith Walker         |
|   | Tony Harper       | Stuart Wallace       |
|   | Errol Henry JP    | Muriel Weisz         |
|   | Paul Henshaw      | Andy Wetton          |
|   | Tom Hollis        | Gordon Wheeler       |
|   | Vaughan Hopewell  | Jonathan Wheeler     |
|   | Richard Jackson   | Yvonne Woodhead      |
|   | Roger Jackson     | Martin Wright        |
|   | Eric Kerry        | Jason Zadrozny       |

## **OFFICERS IN ATTENDANCE**

|                         |   |
|-------------------------|---|
| David Pearson           | (Adult Social Care and Public Health)     |
| Jayne Francis-Ward      | (Resources)                               |
| Barbara Brady           | (Adult Social Care and Public Health)     |
| Colin Pettigrew         | (Children, Families and Cultural Service) |
| Adrian Smith            | (Place)                                   |
| Carl Bilbey             | (Resources)                               |
| Martin Done             | (Resources)                               |
| Keith Ford              | (Resources)                               |
| David Hennigan          | (Resources)                               |
| Anna O'Daly-Kardasinska | (Resources)                               |
| Nigel Stevenson         | (Resources)                               |
| Michelle Welsh          | (Resources)                               |

## **OPENING PRAYER**

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

## **1. MINUTES**

### **RESOLVED: 2017/032**

That the minutes of the last meeting of the County Council held on 13<sup>th</sup> July 2017 be agreed as a true record and signed by the Chairman.

## **2. APOLOGIES FOR ABSENCE**

An apology for absence was received from:-

Councillor Mrs Kay Cutts MBE (other County Council Business)

Councillor John Cottee submitted his apologies as he needed to leave the meeting for a period of time to attend a funeral.

Apologies were submitted for Councillor John Clarke who would be arriving late (other reasons).

## **3. DECLARATIONS OF INTEREST**

None

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

### **PRESENTATION OF AWARDS**

None



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

The Chairman updated the Chamber on the business he had carried out on behalf of the Council since the last meeting.

### **5. CONSTITUENCY ISSUES**

The following Members 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 Bruce Laughton – regarding traffic issues within his divisions

Councillor Michael Payne – regarding the recent fire at the Rolleston Drive site

Councillor David Martin – regarding public transport infrastructure in Selston Parish

Councillor Tom Hollis – regarding Superfast Broadband in Ashfield

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

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

- (1) Councillor Phil Rostance requesting road resurfacing on Auckland Road, Hucknall
- (2) Councillor Maureen Dobson requesting a 30mph speed limit on Beckingham Road, Coddington
- (3) Councillor Glynn Gilfoyle requesting a residents' parking scheme on Lowtown View, Worksop
- (4) Councillor Mike Pringle regarding land ownership in Ollerton
- (5) Councillor Tracey Taylor regarding highways matters in Gringley
- (6) Councillor Jonathan Wheeler requesting a pedestrian crossing at Alford Road, West Bridgford
- (7) Councillor Stuart Wallace requesting a residents' parking scheme on the Ropewalk, Newark
- (8) Councillor Tony Harper regarding speeding vehicles on Mansfield Road, Eastwood

**RESOLVED: 2017/033**

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: 2017/034**

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

**7. LOCAL CODE OF CORPORATE GOVERNANCE AND ANNUAL GOVERNANCE STATEMENT – 2016/17**

Councillor Bruce Laughton introduced the report and moved a motion in terms of resolution 2017/035 below.

The motion was seconded by Councillor Andy Sissons

**RESOLVED: 2017/035**

That the Local Code of Corporate Governance and the Annual Governance Statement 2016/17 be approved.

**8. NOTTINGHAMSHIRE YOUTH JUSTICE STRATEGY**

Councillor Philip Owen introduced the report and moved a motion in terms of resolution 2017/036 below.

The motion was seconded by Councillor Boyd Elliott.

**RESOLVED: 2017/036**

- 1) That the 2017 annual update of the Youth Justice Strategy 2015-18 be approved.
- 2) That a further report be brought back to the Committee for monitoring and evaluation of the Strategy.

Having previously submitted his apologies Councillor John Cottee left the meeting after the consideration of this item and returned later in the meeting.

**9. QUESTIONS**

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

One question had been received as follows:-

- 1) from Councillor Jason Zadrozny regarding the consultation on changes to cover at Retford, Worksop and Ashfield (Councillor Michael Payne – Vice Chairman of the Fire Authority responded)

The full responses to this question is set out in set out in Appendix A to these minutes.

### **(b) QUESTIONS TO COMMITTEE CHAIRMAN**

Seven questions had been received as follows:-

- 1) from Councillor David Martin regarding the Nottinghamshire Parking Partnerships programme (Councillor Gordon Wheeler replied)
- 2) from Councillor Tom Hollis regarding road safety in Columbia Street and Chesterfield Road (Councillor Gordon Wheeler replied)
- 3) from Councillor Jason Zadrozny regarding road safety around Ashfield School (Councillor Gordon Wheeler replied)
- 4) from Councillor Joyce Bosnjak regarding the award of contracts for the Sustainability and Transformation Plan (Councillor Stuart Wallace replied)
- 5) from Councillor Alan Rhodes regarding the MP for Mansfield (Councillor Reg Adair replied)
- 6) from Councillor David Martin regarding Medi Link bus fares (Councillor Gordon Wheeler replied)
- 7) from Councillor David Martin regarding funding to address potholes (Councillor Richard Jackson replied).

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

Council adjourned from 12.30pm to 1.30pm.

### **13. NOTICE OF MOTIONS**

#### **MOTIONS ONE, FOUR AND FIVE**

With the agreement of the movers and seconders motions one, three and four were withdrawn and replaced with the following motion.

Councillor Richard Jackson moved a motion in terms of resolution 2017/037 below. The motion was jointly seconded by Councillor Alan Rhodes and Councillor Jason Zadrozny.

Following a debate the motion was put to the meeting and after a show of hands the Chairman declared that it was carried and it was:-

## **RESOLVED: 2017/037**

Nottinghamshire County Council:-

- is disappointed by the Government's decision to cancel the electrification of the Midland Main Line (MML), less than two years after the frequently delayed scheme was given the go-ahead;
- believes that the Department for Transport is being short-sighted, as the proposed replacement bi-mode trains – designed to run on both existing lines and electric lines - represent a poor replacement and are not environmentally friendly;
- believes that the Government's decision to cancel electrification of the MML, whilst continuing to fund the £30 billion Cross Rail 2 project in London, is unfair to the East Midlands and will limit our ability to capitalise on the investment opportunities linked to HS2;
- agrees to write to the Secretary of State for Transport asking him to recognise the importance of electrification of the MML to the Nottinghamshire economy and reconsider this decision as a matter of urgency;
- agrees that the Council Leader, the Leader of the Labour Group and the Leader of the Ashfield Independent Group on the Council, together with Council Officers and other interested parties, should seek a meeting with the Secretary of State with the aim of delivering the electrification of the Midland Main Line.

## **MOTION TWO**

An amended motion as set out below was moved by Councillor Jason Zadrozny and seconded by Councillor Samantha Deakin:-

“This Council notes that the Ashfield Local Plan Publication, including supporting evidence and consultation responses, was submitted to the Secretary of State for Communities and Local Government earlier this year. This includes significant house building plans for areas like Mowlands in Kirkby and Sutton Junction.

This Council notes that these plans are largely dependent on Nottinghamshire County Council making land available for the forward plan. Residents in the Ashfield District have had to put up with years of uncertainty because of the failure of the Council to implement a Local Plan. In 2014, the council voted to withdraw its local plan after a Government inspector said it was probably “unsound”.

We therefore call on Nottinghamshire County Council to ~~withdraw their land from the plan~~ **no longer allow its land to be available for development** in specific locations

where it will cause significant harm to the Ashfield district to be developed and where there are huge concerns from the public.

We believe that our Council should not profit from the misery of Ashfield residents and associated harm caused to Ashfield District. We call for no land to be made available for development in the Sutton Junction and Mowlands areas until concerns about infrastructure amongst others are addressed to the satisfaction of residents.”

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

### **MOTION THREE**

A motion as set out below was moved by Councillor Tom Hollis and seconded by Councillor Helen-Ann Smith:-

“This Council notes that children's centres are vital for providing the best start for children, are hugely important to communities and support parents too.

This Council further notes that across Nottinghamshire, 58 Ofsted registered sure start children’s centres provide critical support for children, parents and the wider community. These Children’s Centres are a lifeline to struggling children and families from poorer backgrounds.

This Council would like to congratulate all 58 Ofsted registered sure start Children’s Centres in Nottinghamshire. We further acknowledge that they attract other crucial services into some of the poorest areas of the County. This includes pre-school facilities, Citizen’s Advice and counselling services.

This Council therefore resolves to keep every single Surestart Children’s Centre open and look at ways of providing additional services to safeguard their future.”

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

“This Council notes that children's centres are vital for providing the best start for children, are hugely important to communities and support parents too.

This Council further notes that across Nottinghamshire, 58 Ofsted registered **Ssure Sstart** children’s centres provide critical support for children, parents and the wider community. These **cChildren’s cCentres** are a lifeline to struggling children and families from poorer backgrounds.

This Council would like to congratulate all 58 Ofsted registered **Ssure Sstart cChildren’s cCentres** in Nottinghamshire. We further acknowledge that they attract other crucial services into some of the poorest areas of the County. This includes pre-school facilities, Citizen’s Advice and counselling services.

This Council therefore resolves to ~~keep every single~~ **maintain equally effective** Sure ~~Start Children's Centre open~~ **provision across the county** and look at ways of providing additional services to ~~safeguard their future.~~"

Council adjourned from 2.52pm to 3.00pm to allow members to consider the amendment.

The amendment was not accepted by the mover of the motion.

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

The requisite number of Members requested a recorded vote and it was ascertained that the following 32 Members voted '**For**' the motion:-

|                  |                      |
|------------------|----------------------|
| Reg Adair        | John Longdon         |
| Chris Barnfather | John Ogle            |
| Andrew Brown     | Philip Owen          |
| Richard Butler   | Francis Purdue-Horan |
| Neil Clarke MBE  | Mike Quigley MBE     |
| John Cottee      | Kevin Rostance       |
| Dr John Doddy    | Phil Rostance        |
| Boyd Elliott     | Mrs Sue Saddington   |
| Stephen Garner   | Andy Sissons         |
| Keith Girling    | Tracey Taylor        |
| John Handley     | Steve Vickers        |
| Tony Harper      | Keith Walker         |
| Vaughan Hopwell  | Stuart Wallace       |
| Richard Jackson  | Gordon Wheeler       |
| Roger Jackson    | Jonathan Wheeler     |
| Eric Kerry       | Martin Wright        |

The following 30 Members voted '**Against**' the motion:-

|                 |                   |
|-----------------|-------------------|
| Pauline Allan   | John Knight       |
| Joyce Bosnjak   | Rachel Madden     |
| Nicki Brooks    | David Martin      |
| Steve Carr      | Diana Meale       |
| John Clarke     | Michael Payne     |
| Jim Creamer     | John Peck JP      |
| Samantha Deakin | Sheila Place      |
| Sybil Fielding  | Liz Plant         |
| Kate Foale      | Mike Pringle      |
| Glynn Gilfoyle  | Alan Rhodes       |
| Kevin Greaves   | Helen-Ann Smith   |
| Errol Henry JP  | Parry Tsimbiridis |
| Paul Henshaw    | Muriel Weisz      |
| Tom Hollis      | Andy Wetton       |

Yvonne Woodhead

Jason Zadzonzy

The following Member '**Abstained**' from the vote:-

Maureen Dobson

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

The requisite number of Members requested a recorded vote and it was ascertained that the following 32 Members voted '**For**' the motion:-

|                  |                      |
|------------------|----------------------|
| Reg Adair        | John Longdon         |
| Chris Barnfather | John Ogle            |
| Andrew Brown     | Philip Owen          |
| Richard Butler   | Francis Purdue-Horan |
| Neil Clarke MBE  | Mike Quigley MBE     |
| John Cottee      | Kevin Rostance       |
| Dr John Doddy    | Phil Rostance        |
| Boyd Elliott     | Mrs Sue Saddington   |
| Stephen Garner   | Andy Sissons         |
| Keith Girling    | Tracey Taylor        |
| John Handley     | Steve Vickers        |
| Tony Harper      | Keith Walker         |
| Vaughan Hopwell  | Stuart Wallace       |
| Richard Jackson  | Gordon Wheeler       |
| Roger Jackson    | Jonathan Wheeler     |
| Eric Kerry       | Martin Wright        |

The following 31 Members voted '**Against**' the motion:-

|                 |                   |
|-----------------|-------------------|
| Pauline Allan   | Rachel Madden     |
| Joyce Bosnjak   | David Martin      |
| Nicki Brooks    | Diana Meale       |
| Steve Carr      | Michael Payne     |
| John Clarke     | John Peck JP      |
| Jim Creamer     | Sheila Place      |
| Samantha Deakin | Liz Plant         |
| Maureen Dobson  | Mike Pringle      |
| Sybil Fielding  | Alan Rhodes       |
| Kate Foale      | Helen-Ann Smith   |
| Glynn Gilfoyle  | Parry Tsimbiridis |
| Kevin Greaves   | Muriel Weisz      |
| Errol Henry JP  | Andy Wetton       |
| Paul Henshaw    | Yvonne Woodhead   |
| Tom Hollis      | Jason Zadzonzy    |
| John Knight     |                   |

There were no abstentions.

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

**RESOLVED: 2017/038**

This Council notes that children's centres are vital for providing the best start for children, are hugely important to communities and support parents too.

This Council further notes that across Nottinghamshire, 58 Ofsted registered Sure Start children's centres provide critical support for children, parents and the wider community. These children's centres are a lifeline to struggling children and families from poorer backgrounds.

This Council would like to congratulate all 58 Ofsted registered Sure Start children's centres in Nottinghamshire. We further acknowledge that they attract other crucial services into some of the poorest areas of the County. This includes pre-school facilities, Citizen's Advice and counselling services.

This Council therefore resolves to maintain equally effective Sure Start provision across the county and look at ways of providing additional services.

**MOTION SIX**

A motion as set out below was moved by Councillor John Peck JP and seconded by Councillor Mike Pringle:-

"The Department for Transport has launched a consultation regarding the East Midlands Franchise, and within that consultation it states the following:

*"A proposal has been made by Nottinghamshire County Council to reopen a railway line from Shirebrook to Ollerton for use by passenger trains. This line is currently used only by freight traffic and as a test track and connects to the existing passenger railway between Nottingham and Worksop. Reopening the branch line to passenger traffic would require the renovation and reopening of two former railway stations, construction of a new station at Ollerton and reopening the relevant track for passenger use.*

*Do you support the proposal to reopen the line between Shirebrook and Ollerton to passenger trains? If so, what sources of investment could be identified to fund this proposal?"*

We, therefore, call upon Nottinghamshire County Council:

- to formally support the proposal and actively promote the proposal to the residents of Nottinghamshire
- to provide a detailed response to the proposal including the economic benefits of reopening the line to passenger trains



- to have a continued commitment to the proposal and actively identify sources of investment and funding which would support the reopening of the line to passenger trains
- to formally ask the Government to financially support the reopening of the line between Shirebook and Ollerton to passenger trains.”

An amendment to the motion as set out below was moved by Councillor Gordon Wheeler and seconded by Councillor Martin Wright:-

“The Department for Transport has launched a consultation regarding the East Midlands **Rail** Franchise, and within that consultation it states the following:

*“A proposal has been made by Nottinghamshire County Council to reopen a railway line from Shirebrook to Ollerton for use by passenger trains. This line is currently used only by freight traffic and as a test track and connects to the existing passenger railway between Nottingham and Worksop. Reopening the branch line to passenger traffic would require the renovation and reopening of two former railway stations, construction of a new station at Ollerton and reopening the relevant track for passenger use.*

*Do you support the proposal to reopen the line between Shirebrook and Ollerton to passenger trains? If so, what sources of investment could be identified to fund this proposal?”*

~~We, therefore, call upon~~ **With regard to the proposal to reopen the line between Shirebrook and Ollerton to passenger trains,** Nottinghamshire County Council **agrees:**

- to formally support ~~the proposal~~ and actively promote the proposal to the residents of Nottinghamshire;
- to provide a detailed response to the proposal **consultation, to be presented and discussed at the next meeting on Communities and Place Committee;** ~~including the economic benefits of reopening the line to passenger trains~~
- to have a continued commitment to the proposal and **formally ask the Government to financially support it, which would involve the Government taking the lead on the identification and pooling of funding resources for the remaining feasibility work, as well as the capital works and ongoing running costs.** ~~actively identify sources of investment and funding which would support the reopening of the line to passenger trains~~
- ~~to formally ask the Government to financially support the reopening of the line between Shirebrook and Ollerton to passenger trains.”~~

The amendment was accepted by the mover of the motion.

Councillor Garner moved a motion that the matter be put to a vote. The motion was seconded by Councillor Wright and accepted by the Chairman. After a show of hands the Chairman declared it was carried and it was:-

**RESOLVED: 2017/039**

That the matter be put to a vote.

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

**RESOLVED: 2017/040**

"The Department for Transport has launched a consultation regarding the East Midlands Rail Franchise, and within that consultation it states the following:

*"A proposal has been made by Nottinghamshire County Council to reopen a railway line from Shirebrook to Ollerton for use by passenger trains. This line is currently used only by freight traffic and as a test track and connects to the existing passenger railway between Nottingham and Worksop. Reopening the branch line to passenger traffic would require the renovation and reopening of two former railway stations, construction of a new station at Ollerton and reopening the relevant track for passenger use.*

*Do you support the proposal to reopen the line between Shirebrook and Ollerton to passenger trains? If so, what sources of investment could be identified to fund this proposal?"*

With regard to the proposal to reopen the line between Shirebrook and Ollerton to passenger trains, Nottinghamshire County Council agrees:

- to formally support and actively promote the proposal to the residents of Nottinghamshire;
- to provide a response to the proposal consultation, to be presented and discussed at the next meeting on Communities and Place Committee;
- to have a continued commitment to the proposal and formally ask the Government to financially support it, which would involve the Government taking the lead on the identification and pooling of funding resources for the remaining feasibility work, as well as the capital works and ongoing running costs.

**11. ADJOURNMENT DEBATE**

None

The Chairman declared the meeting closed at 4.32 pm.

**CHAIRMAN**

## **APPENDIX A**

### **COUNTY COUNCIL MEETING HELD ON 21<sup>ST</sup> SEPTEMBER 2017 QUESTIONS TO THE CHAIRMAN OF THE CITY OF NOTTINGHAM AND NOTTINGHAMSHIRE FIRE AUTHORITY**

#### **Question to the Chairman of the City of Nottingham and Nottinghamshire Fire Authority, from Councillor Jason Zadrozny**

At the recent members seminar it was outlined that the options for staffing changes and reductions would take place at two out of three stations.

Retford, Worksop and Ashfield will all be consulted on to change from full time cover, to full time cover only during the day with retained cover from 18:00 until 08:00.

The chief fire officer said during the briefing that it would be unlikely to make the change to both stations in the north, meaning the changes at Ashfield would be a "fait accompli".

Would you take this opportunity to reassure members and the public that the consultation will be meaningful and genuine, and that all reasoned arguments will be properly considered prior to you and the ruling Labour group making their decision?

#### **Response from Councillor Michael Payne, Vice-Chairman of the City of Nottingham and Nottinghamshire Fire Authority**

Unfortunately the Chair of the Fire Authority Councillor Brian Grocock sends his apologies today. He is unable to attend the meeting as he has a prior City Council engagement, therefore as the Vice Chair of the Fire Authority I will provide a response on his behalf.

It is extremely important to the Fire and Rescue Authority that full and meaningful consultation takes place with the public about the proposed changes. In fact, a lengthy discussion took place at the meeting Councillor Zadrozny refers to on this very subject. The Chief Fire Officer and his senior team gave reassurance to members that this would be the case.

As part of a broader sustainability strategy to increase the resilience of the fire service, as well as meet the significant financial challenges it faces, the chief fire officers developed plans on behalf of the Authority to consider a change in a model of response at the three fire stations mentioned, namely Worksop, Retford and Ashfield.

At the recent Fire Authority member seminar and in direct response to a question asked by Councillor Zadrozny, the Chief Fire Officer made it clear that on the basis of the low level of demand on the operational resources at those stations, the proposed model could be implemented at any or indeed all three locations. However, it was also stated that to meet the financial pressures by the Authority from now to 2020, the changes would ideally be implemented at two of these locations.

The consultation framework adopted by the Fire Authority is considered as best practice and utilises a number of methods to engage with the community. I should say at this point, that Councillor Zadrozny knows, he and I and a number of other members, cross party members, at the seminar made suggestions about additional ways in which the Fire Authority could consult on these issues and it is fair to say they were taken on board.

The Authority has engaged the services of a company who have extensive experience in undertaking this type of consultation, has worked with many fire and rescue services and fully understands fire risk and appropriate resourcing. Therefore, if the Fire Authority supports the proposals being presented at the meeting on Friday for consultation, I can give assurance to Members and to the public that proposals are not fait accompli and that full and meaningful consultation will take place. And, that all, not just the ruling Labour group, all members of the Fire and Rescue Authority will have the ability to scrutinise the outcomes and make informed decisions on the best way forward for the Authority and our communities of Nottingham and Nottinghamshire. I hope that answers Councillor Zadrozny's concerns.

## **APPENDIX B**

### **COUNTY COUNCIL MEETING HELD ON 21<sup>ST</sup> SEPTEMBER 2017 QUESTIONS TO COMMITTEE CHAIRMEN**

#### **Question to the Chairman of the Communities and Place Committee, from Councillor David Martin**

In light of the fact that the Nottinghamshire Police Force has been reduced by around forty percent over the last few years and they now seem to largely ignore parking issues, does the Chairman of the Communities and Place Committee agree with me that the Nottinghamshire Parking Partnerships programme should be enhanced and expanded to fill the gap? Because I am sure that I am not the only County Councillor in the room who has faced repeated issues of inconsiderate parking simply because there is an apparent lack of enforcement across the County.

#### **Response from Councillor Gordon Wheeler, Vice-Chairman of the Communities and Place Committee on behalf of Councillor John Cottee, Chairman of the Communities and Place Committee**

Councillor Martin, I will not pretend for one moment, nor will any councillor in this room, that there are not issues with inconsiderate parking, especially around schools. In our divisions we have all got that, so let's be absolutely honest, and accept that right up front.

Nottinghamshire County Council took responsibility for the majority of parking enforcement from Nottinghamshire Police in May 2008, and I am sure you are aware of that. Together with the District and Borough Councillors, the Nottinghamshire Parking Partnership was formed to enforce parking restrictions on the public highway and within council-owned car parks. The Police have only retained responsibility for addressing parking that is causing an obstruction, and parking on pedestrian crossing markings, although the Local Authority can also enforce that. I know that the Police have to be satisfied that there was an actual obstruction, which I am sure you are aware of, as we get the same answer, as Councillors, right across the piece.

What I will agree to do is to have a look at the element of the Nottinghamshire Car Parking Partnership that the County Council has responsibility for, but also ask district councillors here this morning to have a look at the elements within their own districts.

The Notts Parking Partnership utilises a contractor to supply Civil Enforcement Officers and these are deployed right across the County. They concentrate, as you would imagine, on areas of greatest need. The District and Borough Councils have the responsibility for managing the contractor locally and determining the deployment hours and the beats followed. This management ensures the service operates as efficiently as possible and it has done so countywide for a number of years.

I am not going to pretend it runs smoothly everywhere, it doesn't. We do need to look at it, which is why I already accept that I will have a look at our elements of the partnership and I will very happily talk to you, because you raised the question, and update you as the discussions progress.

Enforcement hours can be increased, but in order to ensure the service is efficient, any significant increase needs to be commensurate with the scale of the parking problem, and this can only happen [again, as I am sure we are all here aware of] supported by a TRO (Traffic Regulation Order). That in itself causes problems because I am sure you are aware with a TRO that, when your community contacts you, like mine do, it sounds very simple, but it is not simple. To get an order can take 18 months, 2 years even, and that is assuming everyone agrees.

You have probably seen the Council's CCTV car (not very often as there is only one) zooming around (or perhaps not zooming around!) to show that zig zags and bus stop parking regulations are enforced where possible. But Councillor Martin what I would suggest to you, and all Councillors, now we are of limited resources, I mean we only have this one car, to go through your district manager, highlight the problem and work with the enforcement officer, depending on where your district is, to try and be part of enforcement where an issue has been identified.

**Question to the Chairman of the Communities and Place Committee, from Councillor Tom Hollis**

In the light of two serious road traffic incidents on Columbia Street and Chesterfield Road in my division in the last month, does the Chairman feel the County Council should take action to improve safety in these two locations?

**Response from Councillor Gordon Wheeler, Vice-Chairman of the Communities and Place Committee on behalf of Councillor John Cottee, Chairman of the Communities and Place Committee**

The County Council receives road accident reports directly from the Police and we use this information to maintain a comprehensive database of all such accidents on the County's roads in which someone was injured.

Last year, the police recorded just short of 1,700 injury accidents across the County. Unfortunately, because of the timeline, it can take several weeks depending on the investigation before the County Council get this information from the Police, dependent on the nature of the incident, injuries, and so forth.

There are works to improve the signage on Chesterfield Road at the junction with Strawberry Bank in the programme for this financial year and that work should be completed shortly. Also, a number of safety improvements were carried out in 2015 in the vicinity of Woodend Bridge on Chesterfield Road including carriageway repairs, and there are currently no accidents and no reports of accidents on the road since the work was completed.

There are no details or enquiries on record regarding an accident on Columbia Street regarding a damaged wall, but if you could supply me with this information, of course we will investigate.

This is an opportunity to remind all Members that on 20<sup>th</sup> July, you got an email from Sean Parks, inviting you to submit your proposals for future transport schemes. I know

some of you have, and I am grateful to those who have done so. This is an opportunity to remind you that the opportunity is still there until later on this month, so please do use that. I would suggest Councillor Hollis that if there are areas in your own division, which could benefit from being on this list, do put it on the list and let officers see it.

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

My new Division of Ashfields contains one of the largest secondary schools in Europe, Ashfield School. As you can imagine traffic at peak times is a major issue to local residents. I have for some time been pressing for a Traffic Regulation Order (TRO) on the entrances to Searwood Avenue and Raymond Avenue but my requests have fallen foul of the below criteria:

- there have been three or more accidents in the last three years which have resulted in personal injury ( none on record )
- emergency services and/or bus services are being severely obstructed by the parking on a regular basis ( none on record )
- problems entering into or out of junctions by emergency services and/or bus services have been repeatedly and regularly reported (none on record)
- the parking restriction is likely to be respected by drivers and will have a significant beneficial effect on the area
- there would not be a significant transfer of the parking to adjacent areas
- the required public consultation on the restriction would not result in significant objections.

However the Council has just implemented the same TRO right across the road on two junctions opposite.

I have very grave concerns for the safety of children and residents walking through congested parked cars at peak times, and for the access and egress of residents and emergency services onto or off of the very very busy Sutton Road.

Would the Chairman agree with me that we should not have to wait for accidents for something to be done, as is outlined in the Council's criteria, and would he agree to review my requests with urgency?

**Response from Councillor Gordon Wheeler, Vice-Chairman of the Communities and Place Committee on behalf of Councillor John Cottee, Chairman of the Communities and Place Committee**

It concerns all of us when we get replies saying 'there are no accidents, and unless there are accidents there is not a lot we can do about it'. I think that Tony, in his comments earlier this morning said just that, and we have to take that one on.

One of the most difficult tasks, Councillor Zadrozny, as you are more aware, is the question of prioritising. Information comes in and resources are what they are. Councillor Cottee has already made a commitment to put extra funding in, which was agreed in the budget, but there is still only so much that can be done. We have to work with the information that comes into us and prioritise accordingly.

All Councillors, rightly so because you are working with your residents in your Divisions, will think that your problem is top priority. We all do that, and we expect an immediate response to our queries which go to the district managers.

I take on board unreservedly the concerns you have expressed, but we have to, at the moment, work with the statistics we have. Of course we will look to see what they [accident hotspots] are and I will use the same answer I gave to Councillor Hollis a few minutes ago. Please use the facility which will be open to you, through Sean Parks' [LTP Manager] email to put forward your schemes. This is a sensible way to identify and prioritise issues within your own divisions.

As I said to Councillor Hollis a moment ago, there are almost 1,700 injury accidents reported by the Police each year, and the statistical hotspots are not always at the locations where accidents look most likely. Sometimes, the sites of the most frequent accidents are locations where the danger is not immediately apparent, for exactly that reason. Drivers and pedestrians do not perceive the risk or take care to guard against it.

Statistically we get accidents where perhaps Councillors have not come with a request for something to happen in their division and that is just the way it sometimes pans out. We use criteria to target - as accurately as possible - the areas where serious accidents are proven to be most likely, and these criteria are kept under review.

Any accident is one too many, I accept that unreservedly. I am very happy to come and meet you in your division (and I know Cllr Cottee has already given the same commitment to Councillor Helen-Ann Smith), so immediately after we have finished the Council meeting today, I will ask for his diary to be looked at and dates be offered to both of you for the same visit. I have already had a discussion with Councillor Cottee, so I am not just saying something because he is not here, as tempting as it is!

You will get an email inviting you to agree a date for when Councillor Cottee can come and visit both of you so we can understand the issues, which you are so clearly passionate about and we will see what can be done. I still would encourage you to make full use of the [future transport bid] scheme as well.

**Question to the Chairman of the Adult Social Care and Public Health Committee, from Councillor Joyce Bosnjak**

Does the Chairman share with me the same concerns as the British Medical Association and GPs that a £2.7 million contract was awarded to private companies Capita and Centene to work directly on the Nottingham and Nottinghamshire Sustainability and Transformation Plan (STP), does he share my concerns that this was done without any dialogue with the elected members of this Council, and without a report going through this Council's democratic procedures? Will the Chairman be calling on NHS Nottinghamshire to make a full report to this Council regarding this contract and will he request that any future contracts relating to the Nottingham and Nottinghamshire STP go through the appropriate committee in order for elected members to be fully informed and to scrutinise if necessary?



## **Response from Councillor Stuart Wallace, Chairman of the Adult Social Care and Public Health Committee**

No, I do not agree with the BMA. I believe that this is a ground breaking opportunity to give local people a more joined-up experience of healthcare, hospital care, mental health care and social care that meets their needs and makes the best use of available resources through a publicly funded and publicly led NHS and social care system.

The development of Accountable Care Systems is an opportunity to improve outcomes for local people by having a more joined up health and social care system which I'm sure all Members would agree will improve the health of local people and make the best use of available resources.

To assist with the transformation of the health and care system, the Government created some 50 Vanguard sites across England. One of the vanguards is in Rushcliffe and as part of developing the model in the south of the county, expertise have been provided from international companies: Centene Corporation from the United States and Ribera Salud from Spain.

A piece of work has been completed looking at how transformation could be achieved, and this led to a proposal that was agreed by National Health England on how an ACS could be developed, and national funding was awarded by NHS England to local NHS partners for this work. This involves an extra £2.7 million in this financial year for this purpose and has not been taken away from local health or local care budgets.

To develop a more joined up system of health and social care will take time and expertise. This is why the NHS have used some of the national funding to procure Centene, through a competitive process, to buy in the support that was thought to be needed. Centene are now established in the UK and work directly with health and care. They have a track record nationally and internationally of transforming health care systems internationally, both in the USA and with partnerships in Europe.

The Partnership procured Centene UK to provide the necessary advice and support. Capita, who are on the NHS provider framework, enabled Centene to bid for the work. In effect, Capita provided the doorway to allow Centene to bid, and Capita will remain a "sleeping partner" for the project.

Centene is expected to provide expertise in bringing organisations together to better meet the needs of the population and the factors that enable this to include best clinical practise, information, cost data and organisational redesign. I can reaffirm that Centene are not a provider of health and social care, and accountability will remain within local organisations.

The scale of this work nationally is unprecedented and that is why we should to learn from the international experience, from wherever it comes.

I can reassure Members that I am committed to being open and transparent about the work and the progress and updates of all 3 of the ACS including Nottinghamshire. This was the subject of a report to the Adult Social Care and Public Health Committee in

June this year. The report clearly set out the work that is being undertaken, outlining the role of Centene and Ribera Salud.

Further, there will be no “outsourcing” of the commissioning or regulation of the NHS and social systems.

The development has also been regularly discussed at the Member Reference Groups which have been in existence since 2015.

Regular reports will continue to be provided to the Health and Wellbeing Board and Adult Social Care and Public Health Committee, with any key decisions subject to approval by this Council.

Effectively, what you are seeing is that Centene are in the design process, and that, I understand, will take some six months. There will be further discussions post that, and in those we will be involved. I will be in contact with Steven Short from the South STP, to ensure that there is a clear understanding of communication. Additionally Steven will be attending and doing a presentation before the Health and Wellbeing Board on 4<sup>th</sup> October, where I am sure any concerns any members may have can be taken up directly.

#### **Question to the Leader of the Council, from Councillor Alan Rhodes**

Will the Leader of the County Council join me in welcoming the recent decision by the Member of Parliament (MP) for Mansfield in resigning his seat on Ashfield District Council and will she agree with me that no MP can effectively represent two different areas in two different constituencies and that Councillor Ben Bradley should do the right thing by his Mansfield Constituents and his Hucknall Constituents by resigning his seat as County Councillor for Hucknall North, without further delay and dedicate 100% of his time to his parliamentary duties?

#### **Response from Councillor Reg Adair, Deputy Leader of the Council on behalf of Councillor Kay Cutts MBE, Leader of the Council**

Councillor Ben Bradley has already explained why he has decided to resign his seat on Ashfield District Council and this has been reported in the local media. I do not feel the need to comment further on that decision.

So far as Nottinghamshire County Council is concerned, I am delighted that Councillor Bradley is one of several energetic new councillors to have joined our Group. I have no doubt he will provide excellent service to his constituents in Hucknall North, working in partnership with fellow Hucknall Conservative councillors, Kevin and Phil Rostance. I also believe that Councillor Bradley will prove himself to be a dynamic and dedicated Member of Parliament. The public of Mansfield obviously did not consider his Labour predecessor to be very effective, given that he somehow contrived to lose a majority of 20,000 over 20 years.

Councillor Rhodes' question is similar to one tabled by Councillor Bosnjak seven years ago, when she challenged Mark Spencer to resign his County Council seat in

Calverton upon his election as Member of Parliament for Sherwood. She too alleged that it was not possible to perform both roles at the same time, but he did so, very successfully. We know this, because when Mark chose to step down at the 2013 County Elections, Calverton residents immediately returned another Conservative, County Councillor Boyd Elliott.

Nottinghamshire County Council actually has a long history of County Councillors also serving as Members of Parliament. These include Labour councillors Frank Haynes, Paddy Tipping, Alan Simpson and John Heppell, none of whom saw their election to Westminster as a reason to immediately give up their seat on the Council. On the contrary, they all served out their term of office.

Unlike those days, politicians now have access to all the benefits of modern communications technology, meaning they can serve constituents and conduct their business from a variety of locations. Whether Councillor Bradley is working on any given day from an office in Hucknall, Mansfield, County Hall or Westminster, there is no reason why he cannot respond quickly and effectively to constituents' needs.

Of course, some of the matters Councillor Bradley will handle in his Parliamentary role will differ from those which concern the County Council. However, there will be many more occasions when the matters under discussion will have cross-cutting relevance to both local and central government.

Likewise, whilst it is true that Councillor Bradley's Parliamentary and County divisional boundaries do not overlap like Mark Spencer's did, many of the policies and themes that he will tackle on a daily basis will have common relevance to both constituencies, and indeed the rest of West Nottinghamshire.

Chairman, I am answering this question as if I believed it was genuine, but in reality I know this is not about Councillor Bradley's ability to serve his constituents. Rather, it is all about Labour smarting over the loss of three County Council seats and a once safe Parliamentary seat. They were lucky not to lose their MP in Ashfield, otherwise they would probably be calling for Councillor Tony Harper to resign too.

This Conservative & Mansfield Independent administration is proud to have a serving MP in its ranks, and we will do everything possible to make this "twin-track" relationship work for the people of Nottinghamshire.

**Question to the Chairman of the Adult Social Care and Public Health Committee, from Councillor David Martin**

A resident of Beech Court, Underwood asked the other day: Why is it that travelling to Basford from Underwood with a County Bus pass that upon transfer to the Medi-Link bus he was charged £1.20 whereas a fellow passenger with a City Bus Pass received the same journey for free?

Will the Chair look into this issue that is affecting residents in my Division?

**Response from Councillor Gordon Wheeler, Vice-Chairman of the Communities and Place Committee on behalf of Councillor Start Wallace, Chairman of the Adult Social Care and Public Health Committee**

Councillor Martin, I have been asked the same question by my residents on quite a few occasions. It just does not make sense. I will give you a little bit of background information, then I will come back to answer your question in full in a moment.

In 2016, Nottingham City Council classed the Queens Drive and Wilkinson Street Park and Ride sites as 'amenity' stops and as a result they no longer fall within the national concessionary fares scheme.

In April this year, the City Council introduced charges on the 'Medilink' service which they provided through the 'Link Bus' network. This means Nottinghamshire concessionary pass holders must pay the fare when boarding at Queens Drive or Wilkinson Street Park and Ride sites, but may use their pass at any other stop on the route after 9:30am, including the Queens Medical Centre and the City Hospital. It is illogical, I agree!

Nottingham City Council currently fund a discretionary element in their concessionary scheme which allows free travel on the Link Bus network. The City Council bears the full cost of concessionary passes used on this service, which operates entirely within the City area.

I recognise that residents find it frustrating when anomalies like this occur, because boundary lines which have great significance to the work of local authorities frankly mean much less to a member of the public simply trying to get from A to B.

I can tell you is that this issue was raised with our officers a few weeks ago and prioritised, and we have a meeting with them this week. Discussions are to commence on Monday with the City Council regarding this, in my view, completely crackers scheme. Also, discussions will be kick started on the Sky Link Services as well, which again is crackers, because it stops in three places when it leaves the City Centre and ends up at East Midlands Airport. We will be starting a discussion with the City Council about both schemes next week.

I am very happy once again, as I said in the previous replies, to keep you informed.

**Question to the Chairman of the Adult Social Care and Public Health Committee, from Councillor David Martin**

Although the County Council welcomes the additional extra £3 million to be spent on repairing potholes by this administration over the next three years does the Chairman of the Communities and Place Committee agree with me that methodology is a disaster at best and that it is high time we changed this shoddy practise and refocused our efforts on quality and not quantity?

**Response from Chairman of the Finance & Contracts Management Committee, Councillor Richard Jackson, in the absence of the Chairman of the Communities & Place Committee, Councillor John Cottee**

I am pleased that you acknowledge the excellent work that we are doing as a new administration to ensure our roads are better maintained.

It is proposed that the extra £3m in funding will be targeted at a planned mechanised patching programme focused on the unclassified road network. The proposed programme will be formed around sites which have previously received multiple visits (potholes/small areas of hand lay patching) to keep them in a safe condition. It is expected that this will allow substantial areas of repair to be undertaken through the effective use of the additional funding. The works involved will consist of either large inlay patching or full width resurfacing to restore the surface. The planned outcome of this programme of works is that street sections will be left in a condition where either no further works are necessary, or where they are fully prepared for future surface dressing. Members have been asked for their top sites of concern, and the deadline for submission for requests is 29<sup>th</sup> September.



## **REPORT OF THE CHAIRMAN OF COMMUNITIES AND PLACE COMMITTEE**

### **RESPONSES TO PETITIONS PRESENTED TO THE CHAIRMAN OF THE COUNTY COUNCIL**

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

1. The purpose of this report is to inform Council of the decisions made by the Communities and Place Committee concerning issues raised in petitions presented to the Chairman of the County Council on 13<sup>th</sup> July 2017.

#### **A. Petition requesting a residents' parking scheme on Erewash Street, Kirkby in Ashfield (Ref 2016/0240)**

2. A 17 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor Rachael Madden on behalf of residents of Erewash Street, Kirkby in Ashfield. The petition requested that a residents' parking scheme be introduced on Erewash Street, Kirkby in Ashfield.
3. Requests for residents' parking schemes are prioritised in locations where residents do not have off-street parking and where a scheme won't negatively affect nearby streets and town centres, or increase rat running or vehicle speeds. Schemes are prioritised based on the level of non-resident parking.
4. Erewash Street, Kirkby in Ashfield is a residential road with no off-street parking situated to the west of the town centre; with existing on-street parking restrictions on the road at its junction with Urban Road but not its entire length.
5. A parking survey would be undertaken to determine whether a residents' parking scheme should be considered a priority at this location for possible inclusion in a future year's integrated transport programme.

#### **B. Petition requesting parking restrictions in the laybys on the A608 near its junctions with the M1 (Ref: 2016/0241)**

6. A petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor Rachel Madden on behalf of food businesses operating at the laybys on the A608 on its approaches to M1 Junction 27. The petition requested the introduction of limited waiting parking restrictions to prevent vehicles parking in the layby for long periods of time; which it was claimed was negatively impacting on the businesses.

7. The Council receives a very large number of requests for such parking restrictions and therefore requests are prioritised by the local highways district manager. To ensure that all similar requests are assessed in a standard and consistent way parking restrictions are implemented at locations where some, or all, of the following issues are evident:
- there have been three or more accidents in the last three years which have resulted in personal injury
  - emergency services and/or bus services are being severely obstructed by the parking on a regular basis
  - problems entering into or out of junctions by emergency services and/or bus services have been repeatedly and regularly reported
  - the parking restriction is likely to be respected by drivers and will have a significant beneficial effect on the area
  - there would not be a significant transfer of the parking to adjacent areas
  - the required public consultation on the restriction would not result in significant objections.
8. Unfortunately the issues outlined above do not appear to be evident at this location and therefore the request would not currently be prioritised. If, however, any of the conditions stated above alter significantly in the future the request would be reviewed.

**C. Petition requesting parking restrictions at Maypole Green, Wellow (Ref: 2016/0242)**

9. A 10 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor John Peck on behalf of residents of Maypole Green, Wellow. The petition requested that parking restrictions be introduced on Maypole Green to prevent inconsiderate parking.
10. The Council receives a very large number of requests for such parking restrictions and therefore requests are prioritised by the local highways district manager. To ensure that all similar requests are assessed in a standard and consistent way parking restrictions are implemented at locations where some, or all, of the following issues are evident:
- there have been three or more accidents in the last three years which have resulted in personal injury
  - emergency services and/or bus services are being severely obstructed by the parking on a regular basis
  - problems entering into or out of junctions by emergency services and/or bus services have been repeatedly and regularly reported
  - the parking restriction is likely to be respected by drivers and will have a significant beneficial effect on the area
  - there would not be a significant transfer of the parking to adjacent areas
  - the required public consultation on the restriction would not result in significant objections.
11. Unfortunately the issues outlined above do not appear to be evident at this location and therefore the request would not currently be prioritised. If, however, any of the conditions stated above alter significantly in the future the request would be reviewed.
12. The Committee were advised that residents had previously contacted the Council about inconsiderate parking on Maypole Green and to help address the issue of the highways liaison



team have, however, offered to work with the village hall (which attracts a number of visitors) and provided residents with postcards which advise drivers which they believe have parked inconsiderately. Residents are also able to fund the provision of white advisory H-bar markings outside their properties to help prevent obstruction of their driveways. All of these options are still available to the residents should they wish to pursue them.

**D. Petition requesting road safety improvements on Peafield Lane, Mansfield Woodhouse (Ref: 2016/0243)**

13. A 1,547 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor Joyce Bosnjak on behalf of residents and visitors of Mansfield Woodhouse. The petition requests that the Council provide road safety improvements, preferably average speed safety cameras, on the A6075 Peafield Lane, Mansfield Woodhouse. It cites a number of recent incidents including two fatalities, and voiced a general concern of drivers travelling too fast along this section of road.
14. The A6075 was assessed under the 'speed limit review' in 2009/2010 which recommended that the speed limit be reduced to 50mph. This was implemented in 2012 and 50mph signs were introduced to reflect the change in speed limit. The 30mph section east of the A60 was also extended to the edge of the built-up area and an interactive 'Your Speed' sign installed.
15. The most effective form of safety camera for such a length of rural road is an average speed camera system. These have been very successful in reducing the level of road accident casualties and on average in Nottinghamshire reduce KSI accidents (those which result in casualties who are killed or seriously injured) by 66%. However, these projects are extremely expensive, they can be unpopular with drivers, and often lead to complaints for years after installation. Consequently, the County Council's policy is to only consider safety cameras as a remedy to the most serious of recorded injury accident problems, and where no other viable measures are available.
16. On the length of Peafield Lane between the Forest Lane mini-roundabouts and the speed limit change at Dendor Drive there were eight reported injury accidents in the period 1<sup>st</sup> May 2014 to 30<sup>th</sup> April 2017; three were KSI accidents, including the two fatal accidents. A detailed investigation into the accidents is currently being undertaken to consider what the most effective course of action would be to address these accidents. A speed survey has also been recently undertaken, the results of which are being examined as part of the study.
17. The provision of safety cameras, as well as other alternative measures, would be considered as part of this assessment. If a viable cost effective option could be identified, and given sufficient funding was available, appropriate Member approval would be sought for its inclusion in a future year's highway capital programme.

**E. Petition requesting a residents' parking scheme on Queens Road North, Eastwood (Ref 2016/0244)**

18. A 46 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor Tony Harper on behalf of residents of Queens Road North, Eastwood. The petition requested that waiting restrictions be introduced outside property numbers 1-29 Queens Road North, Eastwood and; a residents' parking scheme be introduced outside property numbers 1-63 on Queens Road North, Eastwood.

19. Requests for residents' parking schemes are prioritised in locations where residents do not have off-street parking and where a scheme won't negatively affect nearby streets and town centres, or increase rat running or vehicle speeds. Schemes are prioritised based on the level of non-resident parking.
20. Queens Road North is a residential road situated to the south of the town centre. Property numbers 1-63 have no off-street parking. There are existing on-street parking restrictions on the road, including no waiting Monday to Saturday 8am-6pm.
21. A parking survey would be undertaken to determine whether a residents' parking scheme should be considered a priority at this location for possible inclusion in a future year's integrated transport programme.

**F. Petition requesting a crossing at Brookside Primary School, East Leake (Ref: 2016/0245)**

22. A 1,000 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor Andrew Brown on behalf of residents of East Leake. The petition requested a pedestrian crossing on Main Street, East Leake near Brookside Primary School.
23. The County Council receives far more requests for formal crossings (such as puffin or zebra crossings) than it is able to fund and therefore requests for crossings are prioritised based on the numbers of people crossing and the volume of traffic at a proposed location so that the available funding helps the greatest number of people.
24. A similar request for a crossing at this location was received in late 2012 and surveys were undertaken at the site to determine whether a crossing at this location should be prioritised for future funding. The surveys undertaken on Main Street, East Leake at the time identified that both the volume of traffic travelling through the site and the number of pedestrians crossing at the site was low when compared to other locations that had requested a formal crossing. Formal crossings are also provided where they are identified as the most effective means of addressing a history of reported road collisions resulting in injuries. Fortunately our records show that there have been no reported injury accidents at this location in the last five years. This location would not, therefore, currently be prioritised for a formal pedestrian crossing.
25. The majority of the people crossing at this location were parents and pupils travelling to and from school and in such cases the provision of a school crossing patrol (SCP) is also considered. A SCP operated outside the school until February 2011 when the SCP left and unfortunately the Council has been unable to recruit to the post as no members of the community have come forward. The Council would continue to monitor the site (the last count being in July 2017) and would continue to try and recruit a SCP at this location.

**G. Petition requesting an alteration to parking restrictions on Newgate Lane, Mansfield (Ref: 2017/0246)**

26. A 227 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor Andy Sissons on behalf of residents, customers and businesses on Newgate Lane, Mansfield. The petition requested that the existing limited waiting bays be increased from 30 minutes to 1 hour.

27. Newgate Lane is located to the east of the town centre with a mixture of residential/commercial properties. There are existing on-street parking restrictions on the road.

28. The request would be investigated and considered for inclusion in a future integrated transport programme should it be considered appropriate (subject to Communities and Place Committee approval).

#### **H. Petition requesting road resurfacing on Bridge End Avenue, Selston (Ref: 2017/0247)**

29. A 41 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor David Martin on behalf of residents of Bridge End Avenue, Selston, The petition requested resurfacing of the road.

30. Bridge End Avenue is an unclassified road; its condition has deteriorated and it has been patched numerous times. The overall condition is visually poor but the road surface failure is limited to the upper layer. This road has been identified as a proposed resurfacing site for the 2018/19 Highway maintenance programme for micro-asphalt resurfacing and as such will feature in the report presented to committee in the autumn to endorse this programme.

31. Following receipt of the petition the road was inspected and a number of defects identified for immediate repair. These repairs have been undertaken and the site would continue to be monitored through the planned inspection regime to keep the surface safe ahead of the planned resurfacing work next year.

#### **I. Petition requesting a residents' parking scheme on Lime Tree Road, Elkesley (Ref: 2017/0248)**

32. A 10 signature petition was presented to the 13<sup>th</sup> July 2017 meeting of the County Council by Councillor Kevin Greaves on behalf of residents of Lime Tree Road, Elkesley. The petition requests that a residents' parking scheme be introduced on Lime Tree Road, Elkesley. Requests for residents' parking schemes are prioritised in locations where residents do not have off-street parking and where a scheme will not negatively affect nearby streets and town centres, or increase rat running or vehicle speeds. Schemes are prioritised based on the level of non-resident parking.

33. Lime Tree Road is a residential road situated to the south of the village and whilst there are currently no parking restrictions on it, all the properties have off-street parking.

34. As all of the properties on Lime Tree Road have off-street parking, the introduction of a residents' parking scheme would not currently be considered a priority. Residents are, however, able to fund the provision of white advisory H-bar markings to help prevent obstruction of their driveways.

### **Statutory and Policy Implications**

35. This report has been compiled after consideration of implications in respect of crime and disorder, finance, human resources, human rights, the NHS Constitution (Public Health only), the public sector equality duty, safeguarding of children and vulnerable adults, service users, sustainability and the environment and ways of working and where such implications are

material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

## **RECOMMENDATION**

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

**Councillor John Cottee**  
**Chairman of Communities and Place Committee**

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

**Adrian Smith, Corporate Director, Place**  
adrian.smith@nottsc.gov.uk

### **Background Papers and Published Documents**

- None

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

- Kirkby South – Councillor Rachel Maddon
- Sherwood Forest – Councillor John Peck
- Mansfield North – Councillor Joyce Bosnjak
- Eastwood – Councillor Tony Harper
- Leake & Ruddington – Councillor Andrew Brown
- Selston – Councillor David Martin
- Worksop South – Councillor Kevin Greaves

**REPORT OF THE CHAIRMAN OF FINANCE AND MAJOR CONTRACTS  
MANAGEMENT COMMITTEE****IMPLEMENTATION OF THE MARKETS IN FINANCIAL INSTRUMENTS  
DIRECTIVE (MIFID II)****Purpose of the report**

1. The purpose of this report is to outline the impact of the implementation of the Markets in Financial Instrument Directive 2014/65 (“MiFID II”) and in particular the risk to the authority of becoming a retail client on 3rd January 2018 and recommend that the Council agrees that elections for professional client status should be made on behalf of the authority.

**Information and advice**

2. Under the current UK regime, local authorities are automatically categorised as ‘professional’ clients in respect of transactions in financial instruments within the scope of these regulations. From 3 January 2018 the introduction of this new legislation “MiFID II” will change this. Instead, all local authorities must be classified as “retail clients” unless they are opted up by firms to an ‘elective professional client’ status.

**Potential impact**

3. A move to retail client status would mean that all financial services firms like banks, brokers, advisers and fund managers will have to treat local authorities the same way they do non-professional individuals and small businesses. That includes a raft of protections ensuring that investment products are suitable for the customer’s needs, and that all the risks and features have been fully explained. This provides a higher standard of protection for the client but it also involves more work and potential cost for both the firm and the client, for the purpose of proving to the regulator that all such requirements have been met.
4. Appendix 1 lists these protections for retail clients. These are not currently available to the Council as it is classified as ‘professional’ under the current regulations. Opting up to ‘elective professional client’ status would consequently not result in a change in this respect.
5. The new protections available to retail clients would come at the cost of local authorities not being able to access the range of assets needed to implement an effective treasury management strategy as retail status would significantly restrict the range of financial institutions and instruments available to authorities.

## **Election for professional client status**

6. MiFID II allows for retail clients which meet certain conditions to elect to be treated as professional clients (to 'opt up'). There are two tests which must be met by the client when being assessed by the financial institution: the quantitative and the qualitative test.
7. The election to professional status must be completed with all financial institutions prior to the change of status on 3rd January 2018. Failure to do so by local authorities would result in the financial institution having to take 'appropriate action' which could include a termination of the relationship at a significant financial risk to the authority.
8. Authorities are not required to renew elections on a regular basis but will be required to review the information provided in the opt-up process and notify all institutions of any changes in circumstances which could affect their status.

## **Next steps**

9. In order to continue to effectively implement the authority's treasury management strategy after 3rd January 2018, applications for election to be treated as a professional client should be submitted to all financial institutions with whom the authority has an existing or potential relationship.
10. This process should commence as soon as possible in order to ensure completion in good time and avoids the need for appropriate action to be taken by institutions.
11. The officer named in the recommendations should be granted the necessary delegation to make applications on the authority's behalf and to determine the nature of the application on either full or single service basis.

## **Other Options Considered**

12. The authority could accept the status change to a retail client which will occur by default when the provisions of MiFID II come into effect on 3<sup>rd</sup> January 2018. However this would undermine the treasury management strategy of the authority. For these reasons this option is not felt to be appropriate.

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

13. The recommended opt-up process is the only way to enable the authority to continue its current treasury management Strategy after 3<sup>rd</sup> January 2018.

## **Statutory and Policy Implications**

14. 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.

## **RECOMMENDATIONS**

- 1) Approves the Section 151 Officer completes the applications for elected professional client status with all relevant institutions in order to ensure it can continue to implement an effective treasury management strategy.
- 2) Acknowledges and agrees to forgo the protections available to retail clients as a result of electing for professional client status.

**Councillor Richard Jackson**  
**Chairman of Finance and Major Contracts Management Committee**

**Report Author: Tamsin Rabbitts**  
**Senior Accountant Pensions and Treasury Management**

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

### **Constitutional Comments (SLB 03/11/2017)**

15. Full Council has authority to consider the content of this report.

### **Financial Comments (TMR 31/10/17)**

16. The financial implications are set out in the report.

### **Appendix 1 Summary of Protections**

#### **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.

- Implications of requesting to be treated as a Professional Client

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

All.

C0934





## **REPORT OF THE LEADER OF THE COUNCIL**

### **FAIR FUNDING REVIEW**

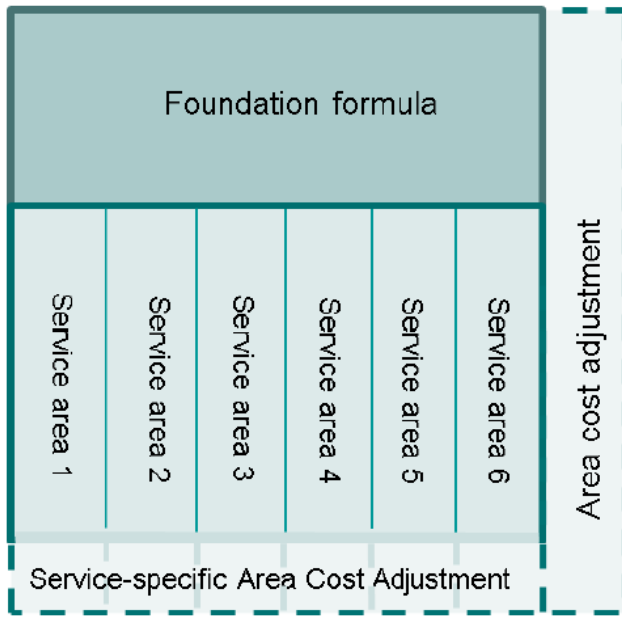
#### **Purpose of the report**

1. To update Members on progress of the Fair Funding Review, the evidence of funding levels across local government, in particularly the County Council's funding, and seek approval to the approach to Government to secure fair funding levels for the residents of Nottinghamshire.

#### **Background**

2. The current arrangements for local government funding were last updated in 2013, when the partial business rate localisation was introduced. In October 2015 the government announced their intention to introduce 100% business rate retention at a local level and phase out the main local government grants. To achieve the reforms, it was identified that the whole local government finance system would require to be reviewed and changed. The Department for Communities and Local Government (DCLG) working with the Local Government Association (LGA) set up a number of technical working groups to shape and progress the necessary reforms.
3. DCLG launched a consultation with councils and stakeholders in July 2016: Self Sufficient Local Government 100% Business Rates Retention and simultaneously published a Call for Evidence on Needs and Redistribution (Fair Funding Review). The County Council's responses to these two consultations were approved at Finance and Property Committee in September 2016. The summary of responses were subsequently published by the DCLG in February 2017.
4. The current 'Four Block' model used to determine the relative needs of each authority is complex. The Four blocks relate to relative needs, relative resources, a central allocation and floor damping. Formula Grant, including Revenue Support Grant (RSG) and share of business rates redistribution are distributed using this model. The blocks representing services are:
  - The Relative Needs Amount (intended to compensate for differences in needs of each local authority area)
  - The Relative Resources Amount (intended to compensate for differences in the relative strength of the Council Tax tax-base in different areas)
  - The Central Allocation (in effect a common allocation per head to all authorities with the same responsibilities)
  - The Grant Floor Adjustment (a net nil re-allocation of grant between local authorities to ensure that every local authority receives a minimum annual increase in funding, regardless of the outcome of the preceding three blocks).

This can be shown as (with the description of the service blocks and grants rolled into the Relative Needs Formula in Appendix A):



5. Prior to the election of the new government in June 2017, the enabling legislation through the proposed new Local Government Finance Bill was allowed to 'fall away' and was not included in the Parliamentary timetable for this new session of parliament. Ministers have stated an ongoing commitment to consider options for the future local government finance reform without and immediate Bill and DCLG working with the LGA are progressing this work through the Needs and Redistribution Technical Working Group.
6. This Technical Working Group have considered an indicative timeline for the fair funding review for implementation in April 2020/21. The fair funding review will:
  - **set new baseline funding allocations** for local authorities, deliver an **up-to-date assessment of the relative needs** of local authorities,
  - examine the **relative resources** of local authorities
  - focus initially on the **services currently funded through the local government finance settlement**, and
  - be **developed through close collaboration with local government** to seek views on the right approach.

## Evidence of Funding Levels

7. In response to the Local Government Settlement in January 2017 the County Council's Network (CCN) provided evidence to the DCLG. This highlighted that local government is at a significant crossroads which will determine the future sustainability of core statutory services, in particular children's and adult social care. Counties have transformed services and made extraordinary efficiency savings to safeguard frontline services, this in the face of an estimated 37% real-terms reduction in government funding since 2010 and facing a 93% reduction in RSG from 2015/16-2019/20. This is far higher than in other authority groups:

## Reduction in RSG 2015/16 – 2019/20

|           | % Reduction |
|-----------|-------------|
| CCN       | -93%        |
| London    | -71%        |
| Mets      | -69%        |
| Unitaries | -81%        |
| England   | -78%        |

8. It is clear that there is a fundamental mismatch between the level of funding available to county areas and levels of demand. Counties remain underfunded in comparison to other local authority groups, most significantly the remit of adult social care, and the gap is exceedingly being met by county tax payers.
9. Research by the Society of County Treasurers (SCT) shows that on average county residents now pay £455 per head – this is 9% higher than the national average, 8% higher than the average for London, and 35% higher than those residents in metropolitan districts. Their analysis provided on Council Tax level differences is even starker.
10. SCT have provided further information and analysis that shows that in County areas council tax is significantly higher than in other parts of the country. The reason for this position is that the distribution of revenue support grant and localised business rates does not reflect need in county areas and council tax has taken the strain. In 2017-18 the average Band D bill in England was £1,591. As you would expect, the band D amount varies across the country, with Band D bills in shire areas being over 40% higher than inner London, as shown in the table below:

| Type of Authority             | Average Band D – 2017-18 | Range                      |
|-------------------------------|--------------------------|----------------------------|
| Shire County Areas            | £1,662.16                | £1,439.59 - £1,890.83      |
| Unitary Authorities           | £1,640.65                | £1,213.85 - £1,851.74      |
| Metropolitan Districts        | £1,574.95                | £1,390.61 - £1,782.55      |
| Inner London (including City) | £1,141.23                | £688.14 - £1,437.70        |
| Outer London                  | £1,481.96                | £1,244.56 - £1,757.48      |
| <b>ENGLAND</b>                | <b>£1,590.53</b>         | <b>£688.14 - £1,890.83</b> |

11. The highest band D bill (Weymouth & Portland, Dorset) is 2.7 times the lowest bill (Westminster, closely followed by Wandsworth). The average band D bill in inner London is less than three quarters of the national average and just 77% of the average band D bills paid by their neighbours in outer London.
12. Measuring council tax in terms of Band D properties creates a simple comparison tool for similar value properties but it does mask wider differences in the council tax paid across the country. The following table uses the DCLG's measure of dwellings to create a measure of council tax.

| Type of authority             | Council Tax per Dwelling – 2017-18 | Council Tax per Adult - 2017-18 |
|-------------------------------|------------------------------------|---------------------------------|
| Shire County Areas            | £1,337.55                          | £688.10                         |
| Unitary Authorities           | £1,172.25                          | £601.53                         |
| Metropolitan Districts        | £954.70                            | £489.39                         |
| Inner London (Including City) | £930.92                            | £468.80                         |
| Outer London                  | £1,244.05                          | £563.60                         |
| <b>ENGLAND</b>                | <b>£1,185.37</b>                   | <b>£600.90</b>                  |

13. In all measures (Band D, per dwelling and per adult) residents in shire county areas are paying the most for their local services. Adults in shire county areas pay 15% more than the national average. County areas also pay more per dwelling; 12% above the national average. In all measures (Band D, per dwelling and per adult) metropolitan districts and Inner London pay below the national average.
14. Council Tax has always been based on property values; at the time this was thought to be a suitable proxy measure for wealth. However, the property market has changed drastically since 1991. Data from the Annual Survey of Hours and Earnings (ASHE, produced by the ONS) shows the following pattern of annual salaries:

| Type of Authority             | Average Salary |
|-------------------------------|----------------|
| Shire County Areas            | £28,820        |
| Unitary Authorities           | £26,697        |
| Metropolitan Districts        | £24,833        |
| Inner London (Including City) | £42,267        |
| Outer London                  | £34,256        |
| <b>ENGLAND</b>                | <b>£28,682</b> |

15. Residents of inner London, who pay below average council tax, by any measure, earn 47% more than the national average.
16. Residents in shire areas, where salaries are only £200 a year above the national average, find themselves paying the highest band D council tax, the highest council tax per household and the highest per adult council tax.
17. Whilst local politics will have had *some* influence over levels of council tax there can be no doubt that patterns as ingrained as these must have also be driven by other factors, namely the distribution of revenue support grants and business rates .
18. Whilst revaluation or major changes to the way council tax works is not within the scope of the current fair funding review, the fair funding review is an opportunity to address at least some of these inequalities. Using a national assumed council tax figure, rather than use the actual Band D levels, will not penalise these authorities and their residents further and may help to progress towards a fairer ideal of a standard charge for a standard service.
19. In the interim Policy Committee has received two reports on the evidence regarding funding for local government in the East Midlands. In September the Committee reviewed the work that Leicestershire County Council has undertaken in developing a new model of funding which allocates money based on factors that drive demand for local services and narrows the gap between the highest and lowest funded councils.

20. This analysis indicated that Nottinghamshire County Council's funding is currently £730 per resident, and under the new model, this would increase by £44 per resident, the equivalent of an additional £35 million in total. Compared to the London Borough of Camden, this would increase by £441 per resident, equivalent of an additional £345 million, or Surrey County Council this would increase by £77 per resident, the equivalent additional funding of £62 million – when considering the current funding shortfall facing the County Council of £63 million over the next 3 years.
21. In November, Policy Committee received additional evidence from the East Midlands Councils identifying that the region is losing out in terms of public expenditure based on evidence from a recent HM Treasury report, namely:
- 3rd lowest expenditure on services in real terms between 2011-12 and 2015-16.
  - Lowest level of expenditure on economic affairs (economic development type spending).
  - Lowest % increase in spending on economic affairs between 2011-12 and 2015-16.
  - Lowest levels of transport spending 2015-16, and lowest % increase between 2011-12 and 2015-16.
  - Lowest levels of expenditure on rail per head of the population.
22. It wasn't just London and the South-East that the East Midlands compared poorly against – it was similarly poor when compared against the Northern Powerhouse (and West Midlands). The implications are significant – it identifies a poor situation and the need to increase spending in our infrastructure - particularly if we are serious about promoting economic growth, productivity and rebalancing our economy.

## **Information and Advice**

23. The evidence indicates that the East Midlands and in particularly the County Council simply does not get its fair share of Government funding.
24. Although there is an opportunity to continue to work with local authority partners across the East Midlands to provide the necessary evidence to inform the fair funding review and options for re-distribution the Council should continue to press the Government to ensure our residents receive their proper share of funding.

## **Other Options Considered**

25. None

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

26. Continued evidence demonstrates that the current model of funding for this Council is inequitable and urgent action is needed to address this ongoing inequity of funding.

## **Statutory and Policy Implications**

15. 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.

## **RECOMMENDATIONS**

- 1) That Councillors continue to receive updates on the Progress of the Fair Funding Review.
- 2) That the Leader of the Council writes to the Government setting out the evidence in support of the Council's demand for fair share of funding from Government.
- 3) That all Members write similarly to Government setting out the evidence and demand for fair share of funding for the Council.

**Councillor Mrs Kay Cutts MBE**  
**Leader of the Council**

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

### **Constitutional Comments (KK 8/11/17)**

27. The proposals within this report are within the remit of Full Council

### **Financial Comments (NS 3/11/17)**

28. The financial implications are set out in the report.

### **Background Papers and Published Documents**

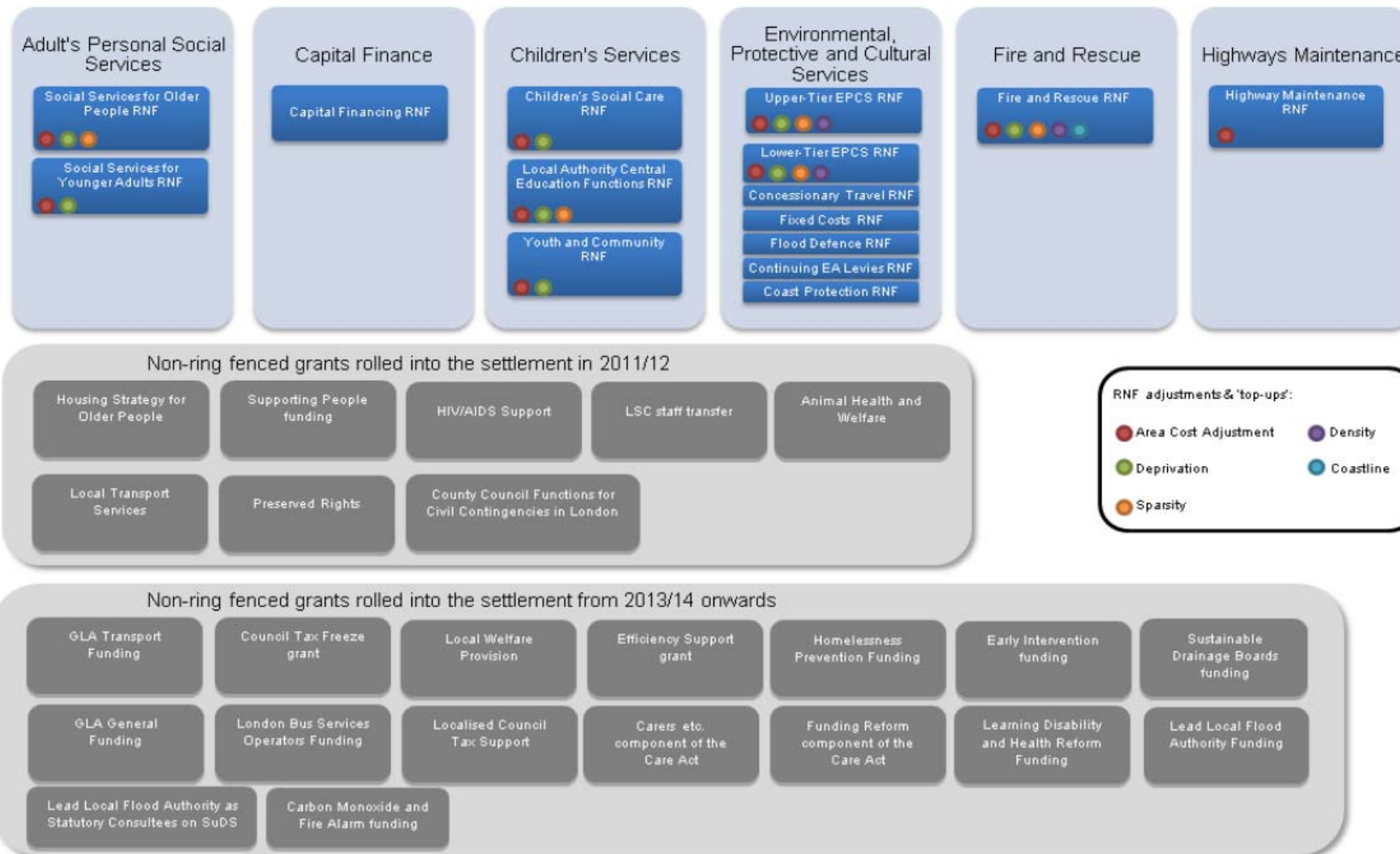
Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

- Finance & Property Committee 19 September 2016
- Policy Committee 13 September 2017
- Policy Committee 15 November 2017

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

All.

# APPENDIX A: Fair Funding Review: Diagram of Existing Relative Needs Formula and Grants previously rolled into Settlement









**REPORT OF CHAIRMAN OF FINANCE AND MAJOR CONTRACTS  
MANAGEMENT COMMITTEE**

**TREASURY MANAGEMENT MID-YEAR REPORT 2017/18**

**Purpose of the Report**

1. To provide a mid-year review of the Council's treasury management activities in 2017/18 for the 6 months to 30 September 2017.

**Information and Advice**

2. Treasury management is defined as "the management of the council's investments and cashflows; its banking, money market and capital market transactions; the effective control of the risks associated with those activities; and the pursuit of optimum performance consistent with those risks".
3. County Council approves the Treasury Management Policy and Strategy and also receives mid-year and full year outturn reports. The Council delegates responsibility for the implementation, scrutiny and monitoring of its treasury management policies and practices to the Treasury Management Group, comprising the Service Director (Finance, Procurement & Improvement), the Group Manager (Financial Management), the Senior Accountant (Pensions & Treasury Management) and the Senior Accountant (Financial Strategy & Compliance).
4. In the first half of 2017/18, borrowing and investment activities have been in accordance with the approved limits as set out in the Council's Treasury Management Policy and Strategy. Appendix A provides a detailed report on the treasury management activities and Appendix B provides a breakdown of the transactions during the period. The main points to note are:
  - All treasury management activities were undertaken by authorised officers within the limits agreed by the Council.
  - All investments were made to counterparties on the Council's approved lending list.
  - £10m of new borrowing has been raised since the start of the financial year, and £3.3m of existing debt has been redeemed on maturity.
  - Over the 6 month period the Council earned 0.40% on its short-term lending, performing better than the average 7 day London Inter-Bank Bid (LIBID) rate of 0.24%.

### **Reason for recommendation**

5. It is considered good practice for Members to consider treasury management planned and actual performance at least three times per financial year, firstly in the Strategy Report before the start of the year, then in this Mid-Year Report, and also in the Outturn Report, after the close of the financial year.

### **Statutory and Policy Implications**

6. 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**

7. There are no direct financial implications arising from this report.

## **RECOMMENDATION**

- 1) That County Council members approve the actions taken by the Section 151 Officer to date as set out in the report.

**Councillor Richard Jackson**  
**Chairman of Finance and Major Contracts Management Committee**

**For any enquiries about this report please contact:**  
**Tamsin Rabbitts – Senior Accountant (Pensions & Treasury Management)**

### **Constitutional Comments**

8. This is an updating information report and Full Council is the correct body for considering that information and any further action which members may wish to take in light of that information.

### **Financial Comments (TMR 31/10/17)**

9. There are no direct financial implications arising from this report.

## TREASURY MANAGEMENT MID-YEAR REPORT 2017/18

## 1. Treasury Management Activities

- 1.1 The Council's treasury management strategy and associated policies and practices for 2017/18 were approved in February 2017 by Full Council. The Council manages its investments in-house and invests with institutions on its approved lending list, aiming to achieve the optimum return on investments commensurate with appropriate levels of security and liquidity. The Council's treasury portfolio position at 30/09/2017 is shown in Table 1 below.

| <b>Table 1:<br/>Treasury Position as at<br/>30 September 2017</b> |             | <b>£m</b> | <b>£m</b>    | <b>Average<br/>Interest<br/>Rate</b> |
|---|-------------|-----------|--------------|--------------------------------------|
| <b>External Borrowing</b>   |             |           |              |                                      |
| Fixed Rate  | PWLB        | 337.9     |              | 4.74%                                |
|   | Market Loan | 100.0     |              | 3.85%                                |
|   | Other LA    | 5.0       | 442.9        | 2.08%                                |
| Variable Rate   | PWLB        | 0.0       |              |                                      |
|   | Market Loan | 0.0       | 0.0          |                                      |
| Temporary   |             |           | 0.0          |                                      |
| <b>Total</b>  |             |           | <b>442.9</b> | 4.51%                                |
| <b>Other Long-Term Liabilities</b>                                |             |           | <b>126.4</b> |                                      |
| <b>Total Gross Debt</b>   |             |           | <b>569.3</b> |                                      |
| Less: Investments   |             |           | (52.2)       | 0.40%                                |
| <b>Total Net Debt</b>   |             |           | <b>517.1</b> |                                      |

Note 1: PWLB = Public Works Loans Board

Note 2: Market Loans includes £70m Lenders' Option, Borrowers' Option (LOBO) loans

- 1.2 The gross temporary lending position above shows outstanding balances of £52.2m, (the opening position for 2017/18 was £80.1m). Over the first 6 months of 2016/17 the Council's cash balances averaged £66.1m, a figure which incorporates the taking of £10m of new PWLB debt on 10 July 2017, and redeeming on maturity some £3.3m of PWLB debt on 25 May 2017. This average balance was significantly lower than last year's figure of £122.1m. This was due mainly to the Council delaying its borrowing and making temporary use of internal cash balances in an effort to make savings, together with the progress of the capital programme. All surplus cash was invested through the wholesale money markets.

- 1.3 The Council's borrowing and lending activity over the period is set out in Table 2 below. For the purposes of this analysis, other long-term liabilities (debt mainly relating to assets secured under PFI contracts) have been excluded.

| <b>Table 2:<br/>Borrowing and Lending</b> | <b>Borrowing<br/>£m</b> | <b>Lending<br/>£m</b> | <b>Net<br/>Position<br/>£m</b> |
|---|-------------------------|-----------------------|--------------------------------|
| Outstanding 1st April 2017                | 436.2                   | (80.1)                | 356.1                          |
| Raised/ (lent) during period              | 10.0                    | (337.2)               | (327.2)                        |
| Repayments during period                  | (3.3)                   | 406.0                 | 402.7                          |
| Outstanding 30 Sep 2017                   | 442.9                   | (52.2)                | 390.7                          |

- 1.4 The Council's investment return (total interest receivable divided by the average outstanding principal) for the first half of the financial year was 0.40%. Over the same period the average 7 day LIBID was 0.24%.
- 1.5 This outperformance of LIBID is still partly due to the long-term fixed interest investments which were made as part of the Local Lend a Hand Scheme (operated by Lloyds Bank) whereby the investment also underwrites the mortgage deposit of local first-time buyers. On average the return on these is 2.59%. However, for the majority of its investments the Council makes use of lower yielding money market funds in order to optimize security and liquidity. Liquidity becomes especially important when cash balances are purposely kept low. Over the period to 30 September the average return on these was around 0.22%.
- 1.6 A snapshot of the Council's investments outstanding as at 30 September is shown in the table below.

| <b>Table 3: Returns on Investments</b> | <b>Balance</b> | <b>Investment<br/>Return</b> |
|--|----------------|------------------------------|
|  | <b>£m</b>      | <b>%</b>                     |
| Fixed Term Investments – LAMS          | 4.5            | 2.59                         |
| Fixed Term Investments - Other         | 0.0            | 0.00                         |
| Money Market Funds                     | 47.7           | 0.19                         |
| <b>Total</b>                           | <b>52.2</b>    | <b>0.40</b>                  |

- 1.7 There were no major changes made to the Council's lending criteria during the first half of the year. The lending list itself is regularly monitored.

## 2. Long Term Borrowing

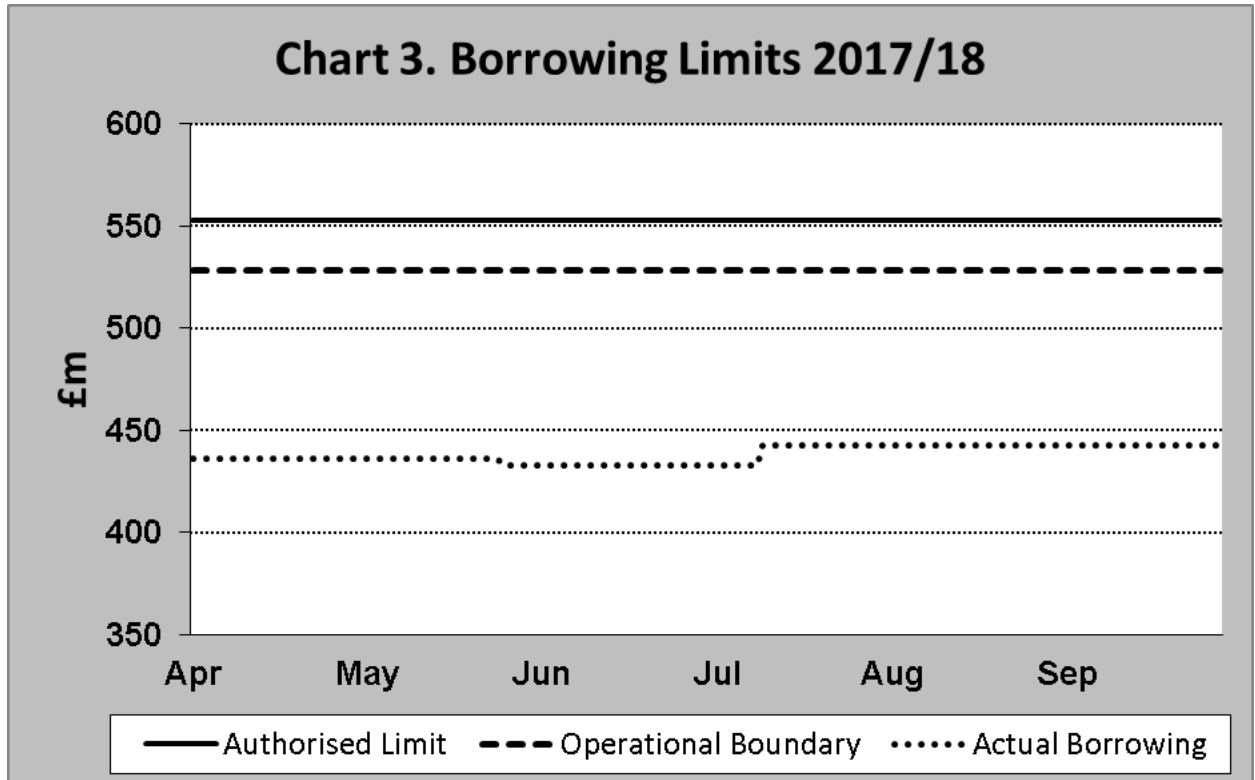
- 2.1 Over the past several years the Council has partly financed the capital programme by using its cash balances (referred to as 'internal borrowing'). This utilises earmarked reserves, general fund reserves and net movement on current assets until the cash is required for their specific purposes.
- 2.2 This strategy has the effect of postponing external borrowing, thereby making short-term savings for the Council and also reducing credit risk (by holding lower cash balances).

However, this cashable benefit has to be weighed against the risk of not borrowing and taking advantage of lower interest rates which may increase in future. Delaying borrowing could therefore potentially lead to increased long-term costs. Therefore, it sometimes might be necessary for the Council to borrow before the demand for cash is felt from a cashflow perspective.

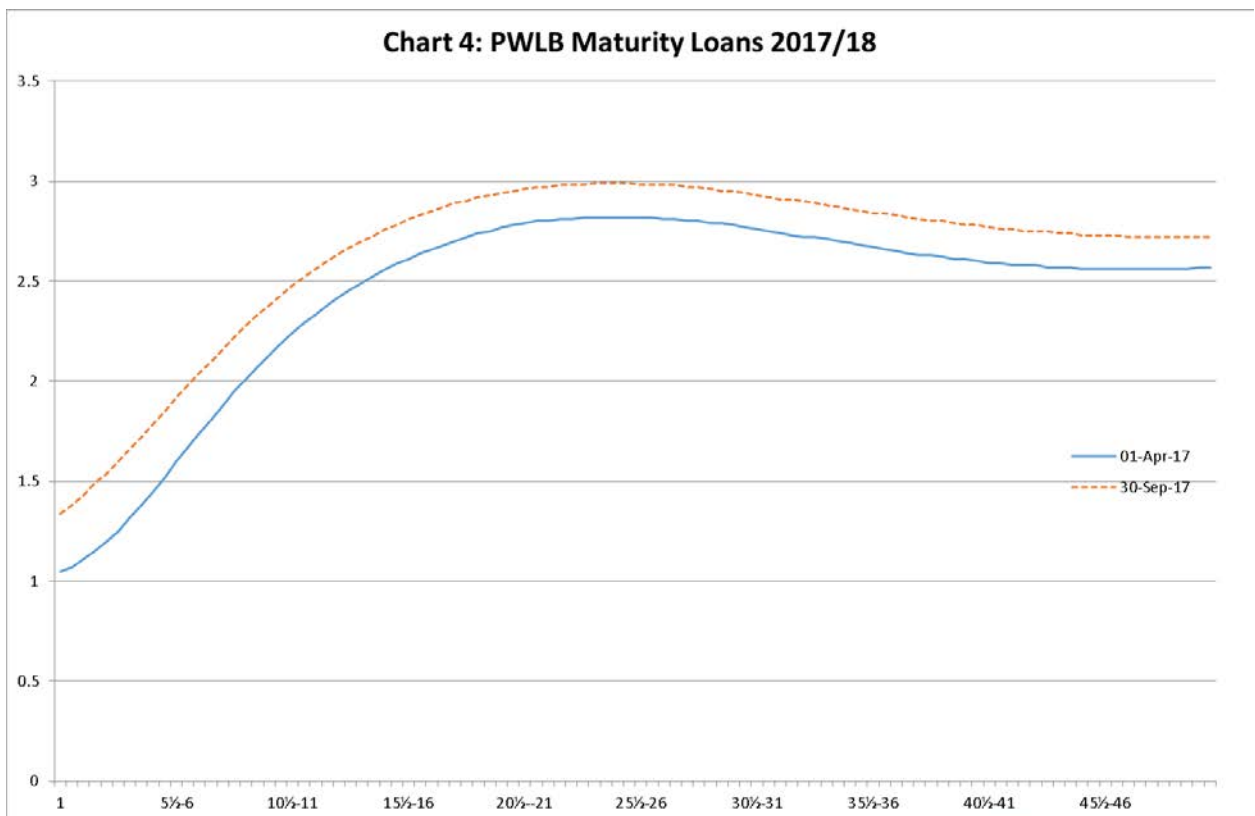
- 2.3** The Council's Treasury Management Strategy for 2017/18 indicated borrowing of at least £30m would be required to finance the capital programme and maintain liquidity. In July 2017 it undertook £10m of borrowing from PWLB.
- 2.4** An update to the Council's forecast borrowing requirement for 2017/18 is provided in Table 4 below:

| <b>Table 4</b>                             | <b>2017/18<br/>Strategy</b> | <b>2017/18<br/>Revised</b> |
|--|-----------------------------|----------------------------|
|  | <b>£m</b>                   | <b>£m</b>                  |
| <b>Borrowing requirement</b>               |                             |                            |
| Capital Financing Requirement              | 793.0                       | 775.0                      |
| Less:                                      |                             |                            |
| - Long-term liabilities                    | (129.8)                     | (126.4)                    |
| - Existing borrowing                       | (426.1)                     | (436.1)                    |
| - Cap Ex to be financed by borrowing (1)   | (56.9)                      | (68.0)                     |
| - Replenishment/Replacement borrowing (2)  | 26.5                        | 57.7                       |
| <b>Internal borrowing (A)</b>              | <b>206.8</b>                | <b>202.2</b>               |
|  |                             |                            |
| Cash and cash equivalents                  | 5.0                         | 20.0                       |
| Fixed investments                          | 2.5                         | 2.5                        |
| <b>Y/E investment balances (B)</b>         | <b>7.5</b>                  | <b>22.5</b>                |
|  |                             |                            |
| <b>Cash deployed (A+B)</b>                 | <b>214.3</b>                | <b>224.7</b>               |
| comprising:                                |                             |                            |
| - Forecast earmarked reserves              | 154.4                       | 175.0                      |
| - Forecast working capital                 | 59.9                        | 49.7                       |
|  |                             |                            |
| <b>Borrowing summary:</b>                  |                             |                            |
| <b>2017/18 borrowing requirement (1+2)</b> | <b>30.4</b>                 | <b>10.3</b>                |

- 2.5** This table shows that the Council remains under-borrowed by £202.2m relative to its Capital Finance Requirement, and that further borrowing of around £10m will be required during 2017/18. However, if PWLB or market rates appear favourable, and if cashflow demands, then an amount greater than this may be taken.
- 2.6** Chart 3 below shows how current borrowing compares with the prudential indicators and shows that borrowing has been managed within these limits. The operational boundary for 2017/18 was set at £528m and the authorised limit at £553m.



2.7 Chart 4 below shows that borrowing rates from the PWLB have slightly increased over the first half of the year. Most of this increase came during September when the Governor of the Bank of England suggested there would be an imminent base rate increase. Treasury officers therefore continue to monitor PWLB rates, with a view to borrowing when these are favourable.



- 2.8** Although the Council always has the option of rescheduling (i.e. redeeming old debt and replacing it with new debt) its existing long-term PWLB debt, it still remains unlikely that this will occur in the near future, given the PWLB's current redemption policy. This generally means that local authorities pay a large premium to reschedule. In practice, the Council's policy is to let all debt mature naturally.

