

# NORTHUMBERLAND

Northumberland County Council

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Date: 29 August 2017

Dear Sir or Madam,

Your attendance is requested at a meeting of the **COUNTY COUNCIL** to be held in the Council Chamber, County Hall, Morpeth, on **WEDNESDAY 6 SEPTEMBER 2017 at 3.00 pm** to transact the business mentioned in the accompanying agenda paper.

Yours faithfully,



Interim Chief Executive

**To the members of the County Council**

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Daljit Lally – Interim Chief Executive

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## **NORTHUMBERLAND COUNTY COUNCIL**

**6 SEPTEMBER 2017**

### **AGENDA PAPER**

Business to be transacted at a meeting of the County Council, to be held on the 6th day of September 2017

**1. APOLOGIES FOR ABSENCE**

**2. MINUTES**

Minutes of the meeting of the County Council held on Wednesday 5 July 2017, as circulated, to be confirmed as a true record, signed by the Business Chair and sealed with the Common Seal of the Council (**see pages 9-34**).

**3. DISCLOSURE OF MEMBERS' INTERESTS**

Unless already entered in the Council's Register of Members' interests, members are required to disclose any personal interest (which includes any disclosable pecuniary interest) they may have in any of the items included on the agenda for the meeting in accordance with the Code of Conduct adopted by the Council on 4 July 2012, and are reminded that if they have any personal interests of a prejudicial nature (as defined under paragraph 17 of the Code Conduct) they must not participate in any discussion or vote on the matter and must leave the room

NB Any member needing clarification must contact Liam Henry, Legal Services Manager, on 01670 623324. Please refer to the guidance on disclosures at the rear of this agenda letter.

**4. ANNOUNCEMENTS** by the Business Chair, Leader and Head of the Paid Service.

**5. CORRESPONDENCE** (if any) to date of meeting.

6. **QUESTIONS** to be put to the Business Chair, a member of the Cabinet or the Chair of any Committee or Sub Committee, in accordance with the Constitution's Rules of Procedure No.10.
7. **TO RECEIVE THE MINUTES OF THE CABINET MEETINGS HELD ON:-**
- (1) **Tuesday 11 July 2017 (see pages 35-42)**
  - (2) **Thursday 27 July 2017 (see pages 43-50)**
8. **TO RECEIVE AND CONSIDER MINUTES** from the following Committees:-
- (1) **Family and Children's Services OSC** (see pages 51-58)
  - (2) **Corporate Services and Economic Growth OSC** (see pages 59-64)
  - (3) **Communities and Place OSC** (see pages 65-70)
  - (4) **Health and Wellbeing OSC** (see pages 71-88)
- AND TO APPROVE** the recommendation detailed at Minute No.17 of those minutes regarding the establishment of Northumberland, Tyne and Wear and North Durham Joint Overview and Scrutiny Committee under the terms of the Health and Social Care Act 2012
- (5) **Audit Committee** (see pages 89-100)
  - (6) **Health and Wellbeing Board** (see pages 101-108)

9. **NOTICES OF MOTION**

**Motion No.1**

In accordance with Council Rules of Procedure No.10, Councillor J.G. Davey to move the following motion, received by the Democratic Services Manager on 9 August 2017:-

*"Northumberland County Council notes that:*

- *NJC basic pay has fallen by 21% since 2010 in real terms*
- *NJC workers had a three-year pay freeze from 2010-2012*
- *Local terms and conditions of many NJC employees have also been cut, impacting on their overall earnings*
- *NJC pay is the lowest in the public sector*
- *Job evaluated pay structures are being squeezed and distorted by bottomloaded NJC pay settlements needed to reflect the increased National Living Wage and the Foundation Living Wage*

- *There are growing equal and fair pay risks resulting from this situation*

*This Council therefore supports the NJC pay claim for 2018, submitted by UNISON, GMB and Unite on behalf of council and school workers and calls for the immediate end of public sector pay restraint.*

*NJC pay cannot be allowed to fall further behind other parts of the public sector.*

*This Council also welcomes the joint review of the NJC pay spine to remedy the turbulence caused by bottom-loaded pay settlements.*

*This Council also notes the drastic ongoing cuts to local government funding and calls on the Government to provide additional funding to fund a decent pay rise for NJC employees and the pay spine review.*

*This Council therefore resolves to:*

- *Call immediately on the LGA to make urgent representations to Government to fund the NJC claim and the pay spine review and notify us of their action in this regard*
- *Write to the Prime Minister and Chancellor supporting the NJC pay claim and seeking additional funding to fund a decent pay rise and the pay spine review*
- *Meet with local NJC union representatives to convey support for the pay claim and the pay spine review”.*

## **Motion No.2**

In accordance with Council Rules of Procedure No.10, Councillor G. Roughead to move the following motion, received by the Democratic Services Manager on 28 August 2017:-

*“With Northumberland County Council, Newcastle City Council and North Tyneside Council intending to withdraw from the North East Combined Authority to pursue a devolution deal for the 'North of Tyne' area, it is therefore proposed that:*

*Council establishes a Cross-Party Working Group for 'North of Tyne' Devolution with terms of reference and Membership to be agreed;*

*Council write to Her Majesty's Government, namely the Secretary of State for Communities and Local Government and the Prime Minister, to request an update on the current state, progress and their proposed timeline for 'North of Tyne' Devolution;*

*Council write to Northumberland's Members of Parliament requesting that as a means of promoting our County and the wider region in Westminster, they work collaboratively with MPs representing constituencies in the Newcastle and North Tyneside Authorities and create an All-Party Parliamentary Group for 'North of Tyne' area;*

*Council advocates and to request that should an All-Party Parliamentary Group for 'North of Tyne' be formed, that in addition to the Leaders of the three Councils, an additional 2 Members from each (Northumberland, Newcastle and North Tyneside) also become non-voting Members of said All-Party Parliamentary Group;*

*Full Council is guaranteed the opportunity to debate and vote on the final proposed 'North of Tyne Devolution' deal before signing any agreement”.*

## **10. REPORT OF THE DIRECTOR OF CORPORATE RESOURCES**

### **Treasury Management Annual Report for the Financial Year 2016-17**

This report provides details of performance against the Treasury Management Strategy Statement (TMSS) 2016-2017, approved by the County Council on 24 February 2016. The report provides a review of borrowing and investment performance for 2016-17, set in the context of the general economic conditions prevailing during the year. It also reviews specific Treasury Management prudential indicators defined by the (CIPFA) Treasury Management Code of Practice and CIPFA Prudential Code for Capital Finance in Local Authorities, (the Prudential Code), and approved by the Authority in the TMSS (see pages 109-126).

## **11. REPORT OF THE MONITORING OFFICER**

### **Renewal of the Appointment of Independent Person Section 28 Localism Act 2011**

To renew the appointment of the current independent person under section 28 of the Localism Act 2011 to ensure compliance with prevailing statutory requirements (see pages 127-130).

## **12. REPORT OF THE DIRECTOR OF CORPORATE RESOURCES**

### **Independent Members of the Audit Committee**

To explain the requirement for a short further extension (of 22 days) to the tenure of the current independent / co-opted members of Audit Committee, in order to allow sufficient time to undertake advertisement and recruitment of

new independent members ahead of the November Audit Committee meeting (see pages 131-134).

**It is expected that matters included in this part of the Agenda will be dealt with in private. Reports referred to are enclosed for members and officers only, coloured pink and marked "Not for Publication".**

### **13. EXCLUSION OF PRESS AND PUBLIC**

Council is invited to consider passing the following resolution:

- (a) That under Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following item on the Agenda as it involves the likely disclosure of exempt information as defined in Part I of Schedule 12A of the 1972 Act, and
- (b) That the public interest in maintaining the exemption outweighs the public interest in disclosure for the following reasons:-

<b>Agenda Item</b>	<b>Paragraph of Part I of Schedule 12A</b>
14	<i>1, 3 and 4 - Information relating to any individual, information relating to the financial or business affairs of any particular person (including the authority holding that information), and information relating to any consultations or negotiations, or any contemplated consultations or negotiations in connection with any labour relations matter arising between the Authority and or a Minister of the Crown and employees of, or office holders under, the Authority. The public interest in seeking this exemption outweighs the public interest in disclosure because disclosure would adversely affect the Authority's ability to conduct its affairs.</i>

### **14. REPORT OF THE LEADER OF THE COUNCIL**

#### **Senior Management Structure**

To consider revised Executive management arrangements

(Report will be circulated at the meeting).

**IF YOU HAVE AN INTEREST AT THIS MEETING, PLEASE:**

- Declare it and give details of its nature before the matter is discussed or as soon as it becomes apparent to you.
- Complete this sheet and pass it to the Democratic Services Officer.

**Name (please print):**

**Meeting:**

**Date:**

**Item to which your interest relates:**

**Nature of Registerable Personal Interest i.e. either disclosable pecuniary interest (as defined by Annex 2 to Code of Conduct or other interest (as defined by Annex 3 to Code of Conduct) (please give details):**

**Nature of Non-registerable Personal Interest (please give details):**

**Are you intending to withdraw from the meeting?**

**1. Registerable Personal Interests** – You may have a Registerable Personal Interest if the issue being discussed in the meeting:

- a) relates to any Disclosable Pecuniary Interest (as defined by Annex 1 to the Code of Conduct); or
- b) any other interest (as defined by Annex 2 to the Code of Conduct)

The following interests are Disclosable Pecuniary Interests if they are an interest of either you or your spouse or civil partner:

(1) Employment, Office, Companies, Profession or vocation; (2) Sponsorship; (3) Contracts with the Council; (4) Land in the County; (5) Licences in the County; (6) Corporate Tenancies with the Council; or (7) Securities - interests in Companies trading with the Council.

The following are other Registerable Personal Interests:

(1) any body of which you are a member (or in a position of general control or management) to which you are appointed or nominated by the Council; (2) any body which (i) exercises functions of a public nature or (ii) has charitable purposes or (iii) one of whose principal purpose includes the influence of public opinion or policy (including any political party or trade union) of which you are a member (or in a position of general control or management ); or (3) any person from whom you have received within the previous three years a gift or hospitality with an estimated value of more than £50 which is attributable to your position as an elected or co-opted member of the Council.

**2. Non-Registerable Personal Interests** - You may have a non-registerable personal interest when you attend a meeting of the Council or Cabinet, or one of their committees or sub-committees, and you are, or ought reasonably to be, aware that a decision in relation to an item of business which is to be transacted might reasonably be regarded as affecting your well being or financial position, or the well being or financial position of a person described below to a greater extent than most inhabitants of the area affected by the decision.

The persons referred to above are: (a) a member of your family; (b) any person with whom you have a close association; or (c) in relation to persons described in (a) and (b), their employer, any firm in which they are a partner, or company of which they are a director or shareholder.

### **3. Non-Participation in Council Business**

When you attend a meeting of the Council or Cabinet, or one of their committees or sub-committees, and you are aware that the criteria set out below are satisfied in relation to any matter to be considered, or being considered at that meeting, you must : (a) Declare that fact to the meeting; (b) Not participate (or further participate) in any discussion of the matter at the meeting; (c) Not participate in any vote (or further vote) taken on the matter at the meeting; and (d) Leave the room whilst the matter is being discussed.

The criteria for the purposes of the above paragraph are that: (a) You have a registerable or non-registerable personal interest in the matter which is such that a member of the public knowing the relevant facts would reasonably think it so significant that it is likely to prejudice your judgement of the public interest; **and either** (b) the matter will affect the financial position of yourself or one of the persons or bodies referred to above or in any of your register entries; **or** (c) the matter concerns a request for any permission, licence, consent or registration sought by yourself or any of the persons referred to above or in any of your register entries.

**This guidance is not a complete statement of the rules on declaration of interests which are contained in the Members' Code of Conduct. If in any doubt, please consult the Monitoring Officer or relevant Democratic Services Officer before the meeting.**