



Northumberland County Council

Your ref:

Our ref:

Enquiries to: Jackie Roll

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Tel direct: (01670) 622603

Date: 30 October 2018

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, NE61 2EF on **WEDNESDAY 7 NOVEMBER 2018** at **3.00 PM** to transact the business mentioned in the accompanying agenda paper.

Yours faithfully,

Daljit Lally

Chief Executive

To the members of the County Council



Daljit Lally, Chief Executive
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NORTHUMBERLAND COUNTY COUNCIL

7 NOVEMBER 2018

AGENDA PAPER

Business to be transacted at a meeting of the County Council, to be held on the 7th day of November 2018

1. APOLOGIES FOR ABSENCE

2. MINUTES

Minutes of the meeting of County Council held on 5 September 2018, 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 9-36)**.

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 or Head of 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) Monday 10 September 2018 (see pages 37-40)**
- (2) Tuesday 11 September 2018 (see pages 41-52)**
- (3) Tuesday 25 September 2018 (see pages 53-56)**

- (4) Tuesday 9 October 2018 (see pages 57-68)
(5) Tuesday 23 October 2018 (see pages 69-74)

AND TO APPROVE the following resolutions as they involve budget and policy framework matters requiring Council approval:-

- (i) Minute No. 28(c) 10 September meeting relating to the replacement of Berwick Leisure Centre.
- (ii) Minute No. 48 of the 9 October 2018 meeting relating to recommendations from the Capital Strategy Group.
- (iii) Minute No. 54 of the 23 October 2018 meeting relating to Advance Northumberland - Transition from Arch (see also item 10 on this agenda)

8. TO RECEIVE AND CONSIDER MINUTES from the following Committees:-

- (1) Corporate Services and Economic Growth OSC (see pages 75-96)
- (2) Family and Children's Services OSC (see pages 97-102)
- (3) Communities and Place OSC (see pages 103-106)
- (4) Health and Wellbeing OSC (see pages 107-114)
- (5) Health and Wellbeing Board (see pages 115-126)
- (6) Audit Committee (see pages 127-130)
- (7) Standards Committee (see pages 131-136)

9. MOTIONS

Motion No.1

In accordance with Council Rules of Procedure No.10, Councillor Roughead to move the following motion, received by the Democratic Services Manager on 5 September 2018:-

"To ensure stronger democratic access of Northumberland within the emerging Newcastle City, North Tyneside and Northumberland County Combined Authority, it is proposed that;

Council write to Her Majesty's Government principally the Secretary of State for Housing Communities and Local Government to request that each of the Local Authorities (Newcastle City Council, North Tyneside Council and Northumberland County Council) have four seats on both the Overview & Scrutiny Committee and the Audit Committee of the Combined Authority, instead of the three as mentioned in the draft Order. In the case of Northumberland, having four members on each of these

committees will not only ensure there be a political balance as required, but also that there is a much fairer geographical representation by giving all corners of our county a voice within the Combined Authority.

As there is currently a "shadowing" Cabinet of the emerging Combined Authority currently in existence, the three Local Authorities should collaborate and establish the Overview & Scrutiny Committee and the Audit Committee, so that they are operational by the time that the Combined Authority comes into full existence.

Council should also write to Newcastle City Council and North Tyneside Council to inform them that in relation to the scrutiny and audit functions of the to be Combined Authority, Northumberland County Council has requested to Her Majesty's Government that each Local Authority have four seats on the aforementioned Combined Authority Committees to enable a fairer geographical representation of both the urban and rural areas across the combined Authority area".

Motion No.2

In accordance with Council Rules of Procedure No.10, Councillor Watson to move the following motion, received by the Democratic Services Manager on 5 September 2018:-

"With the United Kingdom of Great Britain and Northern Ireland scheduled to leave the European Union as a Member State on 29th March 2019, it is therefore proposed that Council establish a Cross - Party Working Group to act as a forum within the authority to discuss and consider in advance what impacts and opportunities leaving the European Union as a Member State will have upon Northumberland County Council".

Motion No.3

In accordance with Council Rules of Procedure No.10, Councillor Jackson to move the following motion, received by the Democratic Services Manager on 5 September 2018:-

"With the County of Northumberland falling between Newcastle-upon-Tyne to the South and Edinburgh, the Scottish capital to the North, and connectivity being an issue of interest and importance to communities located within the Edinburgh to Newcastle region, it is therefore proposed that;

the Leader of the Council, Councillor Peter Jackson write to and invite the First Minister of Scotland, the Scottish Cabinet Secretary for Rural Economy & Connectivity, the Council Leaders (Newcastle, North Tyneside, Scottish Borders, Edinburgh, Midlothian and East Lothian) and the Interim Mayor of the Newcastle City, North Tyneside and Northumberland County Combined Authority to a meeting to establish a 'Leaders Forum' whereby connectivity and issues pertaining to the wider geographical area can be discussed.

10. REPORT OF THE EXECUTIVE DIRECTOR OF FINANCE AND DEPUTY CHIEF EXECUTIVE

Advance Northumberland - Transition from Arch

This report sets out the steps required to transfer the business activities of Arch (Corporate Holdings) Ltd to a new entity, Advance Northumberland Ltd. The financial transactions required, and the impact on the Council as the ultimate parent are analysed within the report (see pages 137-142).

11. REPORT OF THE INTERIM DIRECTOR OF PLACE

Gambling Act 2005 - Review of the Statement of Principles

To consider the revised policy (see pages 143- 200).

12. APPOINTMENTS

To make the following nominations:

- (1) North of Tyne Combined Authority**
 - (i) Cabinet** - two members with substitutes
 - (ii) Overview and Scrutiny** - three members with substitutes (2 Con: 1 Lab)
 - (iii) Audit and Standards** - three members with substitutes (2 Con: 1 Lab)

The appointments under (ii) and (iii) above are based on political balance across the new combined authority area

(2) Joint Transport Committee

To make the following nominations:

- (i) Overview and Scrutiny** - one member (1 Con)
- (ii) Audit** – one member (1 Con)

These appointments are based on political balance across the region.

(3) Family and Children's Services OSC

Following a change in membership of FACS OSC, Council is asked to appoint Councillor M. Swinburn as Vice Chair of FACS OSC.

13. JANUARY 2019 COUNCIL MEETING

Last year Council agreed a change in the deadlines for submission of member questions to allow for the Christmas holidays. Council is **RECOMMENDED** to again agree that the deadline for submission of motions, public questions and member questions for 9 January 2019 Council is **noon on Wednesday 19 December 2018**.

14. 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 items on the Agenda as they involve 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:-

Agenda Item	Paragraph of Part I of Schedule 12A
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- | | |
|----|--|
| 15 | 3 - Information relating to the financial or business affairs of any particular person (including the Authority holding that information). The public interest in maintaining the exemption outweighs the interest in disclosure because commercial negotiations are currently ongoing with the developer to agree the terms of the acquisition. |
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15. CONFIDENTIAL MINUTES OF CABINET

To receive the confidential minutes of Cabinet held on 9 October 2018 and to approve the resolution detailed in Minute No.51 as it involves budget and policy framework matters requiring Council approval (**pages 201-202**).

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.