LINCOLNSHIRE COUNTY COUNCIL

15 SEPTEMBER 2017

ORDER OF PROCEEDINGS

COUNCIL CHAMBER IT QUICK USE GUIDE

Councillors wishing to join the queue to speak should press the ***large button*** *on the microphone unit*

Councillors' microphones will be made live by an operator when invited to speak by the Chairman

Microphones will be switched off by an operator when a councillor has finished speaking.

Once the button to join the queue has been pressed there is no need to press any further button on the microphone unit.

Please do not remove the card from the microphone unit at any point.

Prayers will be led by Canon Sally Smithson in the Council Chamber at 10.25 a.m., prior to the start of formal proceedings at 10.30 a.m.

The agenda previously circulated and published will be followed

Councillor A G Hagues in the Chair

(Please note: There is no fire drill or fire alarm test planned for today, in the event of the fire alarm sounding, please leave by the nearest fire exit and make your way to the car park in front of County Offices)

A G E N D A

1. APOLOGIES FOR ABSENCE

List of apologies to be read by the Chief Executive.

2. DECLARATIONS OF COUNCILLORS' INTERESTS

Councillors to announce any interests

Chairman to state: -

Councillors are reminded that there is no need to declare an interest if it has already been recorded on the register of disclosable pecuniary interests (DPIs) or notified to the Monitoring Officer in accordance with the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012. However councillors declaring interests must state what the DPI is and accordingly not speak or vote on the item. In the future should you have any queries about declarations please seek advice from officers in advance of the meeting.

3. MINUTES OF THE MEETING OF THE COUNTY COUNCIL HELD ON 12 JULY 2017

The Chairman to state: -

That the minutes of the meeting of the County Council held on 12 July 2017 be approved as a correct record and signed by the Chairman.

4. CHAIRMAN'S ANNOUNCEMENTS

Chairman to state as follows:

I hope you have all enjoyed the summer break and have returned refreshed.

My civic engagements since the last Council meeting have been varied and have given me the opportunity to continue visiting places throughout Lincolnshire.

I thank Lucille for supporting me on these engagements and also the Vice-Chairman and Lady, Councillor Ron and Di Oxby, for representing us at civic functions when we have been unable to attend due to other council commitments.

I am looking forward to hosting the County Service of Dedication at St Denys' Church, Sleaford, on Sunday 24th September 2017. It is hoped that as many Members as possible will be able to attend. If you haven't already done so, please confirm your attendance with the Civic Officer.

It is with great sadness that I have to report the death of Lee Rowley, Senior Project Leader for the County's Highways Team. Lee was a highly respected officer and will be greatly missed. Our thoughts are with Lee's family, friends and colleagues at this very difficult time.

A complete itinerary of civic engagements, since the last meeting of this Council, is available from the Civic Officer on request.

5. STATEMENTS/ANNOUNCEMENTS BY THE LEADER AND MEMBERS OF THE EXECUTIVE

The Chairman to state:

Statements by the Leader and Members of the Executive are detailed as report reference 5.0 in the agenda previously circulated.

6. QUESTIONS TO THE CHAIRMAN, THE LEADER, EXECUTIVE COUNCILLORS, CHAIRMEN OF COMMITTEES AND SUB-COMMITTEES

The Chairman to state:

I am anxious to allow a good spread of questions across the Chamber within the time allocated. I intend to allow 45 minutes for questions. I am expecting Councillors to be disciplined because of the time available.

Would Councillors wishing to ask questions please indicate by pressing their button to join the queue and may I remind Councillors that once you have joined the queue you do not need to press your button when I invite you to speak, or when you sit down.

7. REPORT OF LOCAL GOVERNMENT OMBUDSMAN

A report by the Monitoring Officer has been circulated.

Councillor Mrs P A Bradwell to move:

That Council:

1. **Receive the report of the Ombudsman attached at Appendix A of the report.**
2. **Accept the recommendations of the Ombudsman at paragraphs 58, 62 and 63 of the report.**
3. **Endorse the actions taken or to be taken by the Council as set out in paragraph 1.15 to 1.17 of the report.**

Councillor C E H Marfleet to second.

8. LOBBYING FOR A FAIR DEAL FOR (GREATER) LINCOLNSHIRE

A report by the Executive Director Finance and Public Protection has been circulated.

Councillor M J Hill OBE to move:

That this Council support the proposal to engage in a lobbying strategy to achieve an improved funding deal, not just for Lincolnshire County Council but also for Greater Lincolnshire going forward in line with the contents of the report.

Councillor Mrs P A Bradwell to second.

9. MOTIONS ON NOTICE SUBMITTED IN ACCORDANCE WITH THE COUNCIL'S CONSTITUTION

The Vice-Chairman to state:

Members are reminded of the Rules of Debate. These are set out below:

(i) Rule 13.5 (When a Councillor may speak again)

A Councillor who has spoken on a motion may not speak again whilst it is the subject of debate, except:

(a) In exercise of a right of reply;

(b) on a point of order or information; and

(c) by way of personal explanation.

(ii) Rule 13.9 (Right of reply)

(a) The mover of a motion has a right to reply at the end of the debate on the motion, immediately before it is put to the vote;

(b) if an amendment is moved, the mover of the original motion has the right of reply at the close of the debate on the amendment, but may not otherwise speak on it; and

(c) the mover of the amendment has no right of reply to the debate on his or her amendment.

The motions are listed in the order in which they were received. The Chairman may determine the order of debate in consultation with Group Leaders.

Motion by Councillor R B Parker

Councillor R B Parker to move:

In 2007 and again in 2013 Lincolnshire County Council meeting in Full Council resolved the motion set out below:

'That this Council condemns extremism and racist behaviour in all its forms and asks all Group Leaders to sign the following declaration, as community leaders:

LINCOLNSHIRE COUNTY COUNCIL DECLARATION

We, in Lincolnshire, are proud of our diverse and multi-racial heritage, which we regard as a source of cultural, social and economic strength. We will work vigorously to combat all forms of racism to rid Lincolnshire of racial discrimination and to enshrine the principle that individuality and universality are the foundations of justice and peace.

We declare that:

- We value the contribution that all communities make to the quality of life in Lincolnshire and recognise ethnic and cultural diversity as a source of cultural, social and economic enrichment.

- We endorse the principles of the Universal Declaration of Human Rights and are opposed to racism in all its forms.

- We will encourage a changing culture within the public services and the wider community that recognises the unacceptability of all forms of racism and takes action to combat it.

- We acknowledge that progress towards a more just society may not always be smooth, but as partners we are committed to maintaining dialogue and resolving our differences.

- We accept that without transparency and openness in the public services, progress towards a successful multi-cultural community will be hampered.

- We believe that the composition of the public services workforce should reflect that of the wider community, and will work to break down perceptions and barriers that prevent equal access to employment.

- We believe that all citizens should have the right to expect equal protection and equal treatment from all public services.

- We believe that children from all backgrounds are entitled to an education free from discrimination and harassment.

- We understand the essential role of the education system in Lincolnshire in developing the future of our multi-cultural community and commit ourselves to supporting and enhancing this work.

- We believe that our success will properly be measured not by our policies but by our actions in promoting equality for all the people of Lincolnshire.

- We call upon the residents of Lincolnshire to support us in this by respecting the dignity of all people and by constant vigilance for any expression of racism or racial discrimination'.

4 years on since the last declaration and with a new council in place it is felt that the time is right to renew that declaration.

Accordingly this council agrees to re-affirm the Lincolnshire County Council Declaration first made on 9th March 2007 which stated that this Council condemns extremism and racist behaviour in all its forms and asks all Group Leaders to sign the declaration, as community leaders.'

Councillor S R Dodds to second.

AT THE CONCLUSION OF THE MEETING

At the conclusion of the meeting will all Members please be upstanding in their places until the Chairman has left the Chamber

The Chairman to state:

Members are reminded to collect their post from their pigeon holes after the meeting.

FOR THE INFORMATION OF COUNCILLORS

COUNCIL MEETINGS – INTERVENTION IN DEBATE

1. (a) Points of Order are just that. They must relate to the Council Procedure Rules or conduct of the meeting and generally will be drawing attention to a perceived breach, e.g.

   (i) absence of a quorum;
   (ii) order of speeches;
   (iii) irrelevance;
   (iv) time limit for speech exceeded;
   (v) misconduct;
   (vi) motion not seconded.

   (b) Examples of common intervention which are NOT points of order:-

   (i) Points of information or Personal Explanation (as to which see below);
   (ii) Disagreement with a speaker;
   (iii) Further thoughts or clarification of a previous speech prompted by the speaker (unless amounting to a Personal Explanation);
   (iv) Correction of a speakers opinion (rather than fact, which is a Point of Information);
   (v) An attempt to "reply" to another Member's speech or a point made in it;

2. (a) Point of Information – when a Member is speaking and is obviously proceeding on the basis of information which is wrong or of which the member is ignorant, another member may properly seek to intervene to provide the correct or missing information, thereby saving the Council from being misled and saving its time.

   (b) ASKING FOR information is NOT a Point of Information; a member who has spoken may be able to request a colleague who has not yet spoken to ask;

3. (a) A Personal Explanation is a proper intervention only when an earlier speech by the Member is being misquoted or misrepresented;

   (b) It must not be used as a spurious pretext for reiteration of the Member's earlier speech or as a second speech.

4. Practice

   Members rising to make one of the Points must specify which one is being used. The Member speaking should give way. The Point should be made briefly. The Chairman will then rule on it promptly, firmly and finally. There will be no debate nor will the ruling of the Chairman be open to discussion.

FOR THE INFORMATION OF COUNCILLORS

Recording Notice

Please note – this meeting may be recorded and filmed for subsequent broadcast via the Council's website. At the start of the meeting the Chairman will confirm if all or part of the meeting is being recorded. Data collected during the recording will be retained in accordance with the Council's policy.

Members of the public are also able to film, record, report and commentate on public meetings of local government bodies in England by various methods, including social media. Although there is a general presumption in favour of photography and audio/visual recording of meetings, proceedings must not be disrupted by the use of media tools.

People seated in the public gallery/seating area should not be photographed, filmed or recorded without the consent of the individuals concerned. This also applies to those individuals who may ask a public question, present a petition or make a representation at a Council meeting open to the public and who are not seated in a "public seating area".

If you have any queries regarding this please contact the Head of Democratic Services (01522) 552480.