

ANNUAL MEETING OF LINCOLNSHIRE COUNTY COUNCIL

20 MAY 2022

ORDER OF PROCEEDINGS

MEETING GUIDANCE

The proceedings will be live streamed and recorded.

Health and Safety

Please note there is no fire drill or fire alarm test planned, in the event of the fire alarm sounding, please leave by the nearest fire exit and make your way to the car park at the front of County Offices.

Requesting to speak

There may be councillors who choose to dial into the meeting via Microsoft Teams as observers. Having taken legal advice, councillors joining the meeting in that way cannot be treated as present at the meeting and cannot take part in the meeting as if they were. The Chairman has decided that there may in their discretion be circumstances in which they will allow someone who is not present in the Council Chamber to address the meeting. However, they will not allow contributions on the substantive items on the agenda from councillors who are not present and no councillor who is not present may take part in any vote. Nor will the Chairman allow those observing virtually to ask questions.

Members should be mindful that the new high-performing loop system is sensitive to any type of noise in the Chamber. Ambient sound from the Chamber immediately prior to meetings, and during open session may be picked up by the loop, and therefore Councillors should conduct private conversations outside of the Chamber. The loop will be muted at the close of the meeting.

If a member would like to speak, they should raise their hand so it can be clearly seen.

Requests to speak will be monitored by Democratic Services, and managed by the Chairman, with the assistance of the Chief Executive.

When the Chairman invites you to speak, you should press the button on your microphone unit to make it live. Please speak directly into the microphone and press the button again to switch it off once you have finished speaking.

Members are requested to take their seats by 10.25am

The agenda previously circulated and published will be followed

Councillor M Brookes in the Chair

ORDER OF PROCEEDINGS – 20 MAY 2022

1. ELECTION OF THE CHAIRMAN OF THE COUNTY COUNCIL

Councillor M Brookes to invite nominations for the election of Chairman.

Proposer of nomination – Councillor M J Hill OBE

Seconder of nomination – Councillor M Brookes

Nomination to be put to the Council

Newly elected Chairman to indicate acceptance of office and sign the Declaration of Acceptance of Office

Chairman takes the Chair

Speech of thanks by the Chairman.

2. ELECTION OF THE VICE-CHAIRMAN OF THE COUNTY COUNCIL

The Chairman will invite nominations for the election of Vice-Chairman.

Proposer of nomination – Councillor M J Hill OBE

Seconder of nomination – Councillor K Cooke

Nomination to be put to the Council

Newly appointed Vice-Chairman to indicate acceptance of office and sign the Declaration of Acceptance of Office

Speech of thanks by the Vice-Chairman.

3. APOLOGIES FOR ABSENCE

List of apologies to be read by Chief Executive Debbie Barnes.

4. DECLARATIONS OF COUNCILLORS' INTERESTS

Councillors to indicate if they have any interests they wish to declare.

Note:-

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. Where councillors do declare an interest they must state what the interest is. Councillors must not speak or vote on the item.

Should you have any queries about declarations please seek advice from officers in advance of the meeting.

5. MINUTES OF THE MEETING OF THE COUNTY COUNCIL HELD ON 18 FEBRUARY 2022

The Chairman to state:-

That the minutes of the meeting of the County Council held on 18 February 2022 be approved as a correct record and signed by the Chairman.

6. CHAIRMAN'S ANNOUNCEMENTS

I would like to welcome you all to the Council Chamber today and thank you for taking part in the County Council photograph, which is an important record in the history of our Council.

I would particularly like to welcome Councillor Charlotte Vernon to her first meeting of the Full Council since her By-Election success in February

Please be reminded that the Lincolnshire Show will be held this year on Wednesday 22 and Thursday 23 June at the County Showground.

Members are invited to attend the Meet Your Councillor marquee on our "One Lincolnshire - Think Bigger" stand. This marquee provides residents with an opportunity to meet their local councillors and to discuss any issues they may have.

This year colleagues from neighbouring North and North East Lincolnshire will be joining us on our stand and we'll be hosting adult learning and Good Citizens awards over the two days.

If you have not already done so, please respond to the invitation today so that tickets can be issued.

I am planning to hold a service of dedication and thanksgiving in Wyberton Church on Sunday 23 October 2022. Invitations will be sent to you nearer the date but in the meantime I would appreciate it if you could note this date in your diaries.

On a sadder note I have to report the death of former County Councillor Brian Sumner, who represented the Stamford North electoral division from 2005 until 2009 and I now invite you to stand for a minute's silence as a mark of respect.

A list of civic engagements relating to the immediate past Chairman and Vice-Chairman are available from the Civic Officer.

7. RESULT OF BY-ELECTION FOR COLSTERWORTH RURAL ELECTORAL DIVISION

A report by the Executive Director – Resources has been circulated

The Chairman to state:

That the Electoral Return as set out in Appendix A to the report be noted.

8. THE LEADER TO REPORT ON EXECUTIVE PORTFOLIOS AND APPOINTMENTS TO THE EXECUTIVE AND EXECUTIVE SUPPORT COUNCILLORS

In accordance with Article 5.02 the Leader notifies the Council of the appointments to the Executive and for the purposes of Part 3 (Responsibilities for Functions) the responsibilities of each Portfolio Holder. The Leader also notifies the Council of the Executive Support Councillors he has appointed in accordance with Article 5.07.

(NOTE: Schedule 1 attached details the appointments)

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

Statements by the Members of the Executive have been circulated alongside this Order of Proceedings.

10. POLITICAL PROPORTIONALITY AND ALLOCATION OF SEATS TO COMMITTEES AND SUB-COMMITTEES

A report by the Executive Director - Resources has been circulated.

Councillor M J Hill OBE to move:

1. **That the Council's Committees, Sub-Committees and Panels as set out in Appendix A to the report, along with their terms of reference as set out in the Constitution be established for the 2022/23 municipal year in accordance with Council Procedure Rule 2.2;**

2. **The size of each of the Committees, Sub-Committees and Panels as set out within Appendix A to the report be agreed for the 2022/23 municipal year, in accordance with Council Procedure Rule 2.2;**
3. **That the Council approves the allocation of those Committee and Sub-Committee seats that are required to be politically balanced as detailed in Appendix B to the report; and**
4. **That the Council agrees the appointment to Committees and Sub-Committees as circulated as Schedule 2 of the Order of Proceedings.**

Councillor Mrs P A Bradwell OBE to second.

(NOTE: Schedule 2 shows proposed membership of Committees and Sub-Committees)

11. **APPOINTMENT OF CHAIRMEN AND VICE-CHAIRMEN OF COMMITTEES AND SUB-COMMITTEES**

A report by the Executive Director - Resources has been circulated.

Councillor M J Hill OBE to move:

That the nominations for Chairmen and Vice-Chairmen of Committees as circulated as Schedule 3 to the Order of Proceedings be approved.

Councillor Mrs P A Bradwell OBE to second.

(NOTE: Schedule 3 details the appointment of Chairmen and Vice-Chairmen of Committees and Sub-Committees and will be circulated separately and in advance of the meeting)

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

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.

When invited to ask their question, councillors should press the button on their microphone to make it live and press it again once they have finished speaking.

13. CALENDAR OF MEETINGS 2022/23

A report by the Executive Director – Resources has been circulated.

Councillor M J Hill OBE to move:

1. **That the 2022/23 Calendar of Meetings, attached at Appendix A to the Report, be approved and the points outlined in paragraphs 1.4 and 1.5 be noted; and**
2. **That delegated authority be granted to the Head of Democratic Services following consultation with the Chairs of the relevant Committee(s)/Working Group(s) to amend the Calendar of Meetings as and when required.**

Councillor Mrs J Brockway to second.

14. APPOINTMENT TO OUTSIDE BODIES

A report by the Executive Director – Resources has been circulated.

Councillor M J Hill OBE to move:

That the Council makes the appointments to the organisations as detailed in Schedule 4 as attached to this Order of Proceedings.

Councillor Mrs P A Bradwell OBE to second.

(NOTE: Schedule 4 attached details the appointments of Members to outside bodies)

15. REVIEW OF THE CONSTITUTION – CHANGES TO OFFICER DELEGATION

A report by the Chief Executive has been circulated:

Councillor Mrs J Brockway to move:

That the Council:

1. **Notes the division of responsibilities between Chief Officers described in the report; and**
2. **Approves the amendments to the Constitution set out in Appendices B and C to the report.**

Councillor R D Butroid to second.

16. OVERVIEW AND SCRUTINY ANNUAL REPORT 2021-2022

A report by the Executive Director – Resources has been circulated.

Councillor R B Parker to move:

That the Overview and Scrutiny Annual Report for 2021-22 be approved.

Councillor T Smith to second.

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

Motion by Councillor R B Parker

There is little doubt that thousands of Lincolnshire people are struggling to make ends meet in the face of the biggest cost of living crisis for a generation.

We have already seen energy bills for the average household rise last month by almost £700 to just under £2,000 a year as the Government raised the energy price cap by 56 per cent to its highest ever level. Even bigger rises are forecast for October.

Most experts agree that in the coming days and weeks, many families across Lincolnshire who are already facing real hardships will suffer food poverty as the price of groceries continues to increase in line with the highest inflation for decades.

It is clear that many of those we represent need urgent help now if they and their children have a chance of surviving financially.

At the same time, energy price rises mean that profits by North Sea oil and gas producers are likely to hit almost £20 billion in the current year – up from £11.75 billion last year. These excess profits are caused, to a large extent, by rises in the cost of fossil fuels.

Accordingly, this Council agrees that the Leader of the County Council should write to the Chancellor of the Exchequer, copied to Lincolnshire MPs, imploring the Government to take immediate measures to assist those hardest hit by the cost of living crisis, including levying an immediate one-off substantial windfall tax on the billions of pounds in unexpected excess profits now being banked by fossil fuel companies.

Councillor P M Dilks 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.

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

SCHEDULE 1 SHOWS EXECUTIVE PORTFOLIOS, APPOINTMENTS TO THE EXECUTIVE AND EXECUTIVE SUPPORT COUNCILLORS MADE BY THE LEADER

SCHEDULE 2 SHOWS PROPOSED MEMBERSHIP OF COMMITTEES AND SUB-COMMITTEES

SCHEDULE 3 SHOWS APPOINTMENT OF CHAIRMEN AND VICE-CHAIRMEN OF COMMITTEES AND SUB-COMMITTEES *(to be circulated separately in advance of the meeting)*

SCHEDULE 4 SHOWS APPOINTMENTS TO OUTSIDE BODIES

FOR THE INFORMATION OF COUNCILLORS

COUNCIL MEETINGS – RULES OF DEBATE

(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 debate on the amendments, but may otherwise not speak on it; and
- c) The mover of the amendment has no right of reply to the debate on his or her amendment.

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 making 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.

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