

Full Council

Thursday, 23rd May, 2019 at 1.00 pm in the Council Chamber, County Hall,
Preston

Agenda

Index

1. **Apologies and Announcements**
2. **Disclosure of Pecuniary and Non-Pecuniary Interests**
- A. **Matters for Decision**
 3. **Election of Chairman**
 4. **Appointment of Vice-Chairman**
 5. **Cabinet and Lead Member Appointments** (Pages 1 - 2)
 6. **Question Time** (Pages 3 - 4)
Questions submitted under Standing Order B28.
 7. **Confirmation of the Minutes from the Meeting held on 28 February 2019** (Pages 5 - 18)
 8. **Non-Attendance of County Councillor** (Pages 19 - 20)
 9. **Constitution of the County Council 2019/20** (Pages 21 - 32)
 10. **Membership of Committees and Related Appointments for 2019/20** (Pages 33 - 38)
 11. **Police and Crime Panel for Lancashire - Appointment of a County Council Representative for 2019/20** (Pages 39 - 40)

12. **Lancashire Combined Fire Authority - Appointment of County Council Representatives for 2019/20** (Pages 41 - 42)
13. **Transport for the North and Transport for the North Scrutiny Committee - Appointment of County Council Representatives for 2019/20** (Pages 43 - 44)
14. **Appointments to the Local Government Association's General Assembly, Boards and Special Interest Groups for 2019/20** (Pages 45 - 48)
15. **Urgent Business**

An item of urgent business may only be considered under this heading where, by reason of special circumstances to be recorded in the Minutes, the Chairman is of the opinion that the item should be considered at the meeting as a matter of urgency. Wherever possible, the Chief Executive should be given advance warning of any Member's intention to raise a matter under this heading.

B. Matters for Information

16. **Report of the Cabinet (Part B)** (Pages 49 - 54)
17. **Report of County Council Committees**

To receive reports from:

 - (a) **The Urgency Committee** (Pages 55 - 56)
 - (b) **The Employment Committee** (Pages 57 - 60)
 - (c) **The Pension Fund Committee** (Pages 61 - 68)
 - (d) **The Overview and Scrutiny Committees** (Pages 69 - 82)
 - (e) **The Lancashire Health and Wellbeing Board** (Pages 83 - 86)
18. **Report of the Lancashire Combined Fire Authority** (Pages 87 - 92)

C. Notices of Motion

19. **To consider Notices of Motion Submitted under Standing Order B36** (Pages 93 - 94)

Angie Ridgwell
Chief Executive and
Director of Resources

County Hall
Preston

15 May 2019

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Cabinet and Lead Member Appointments

Contact for further information:

Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk,

Executive Summary

Changes to the membership of Cabinet, portfolios and Lead Member appointments will be announced by the Leader of the County Council.

Recommendation

Full Council is asked to:

- (i) Note the changes to membership of the Cabinet, portfolios and Lead Member appointments.
- (ii) Authorise the Director of Corporate Services to make any consequential changes to the county council's Constitution.

Background and Advice

The Leader of the County Council will, at the meeting, announce changes to the membership of Cabinet, portfolios and Lead Member appointments.

The appointment of Cabinet Members, changes to portfolios and the appointment of Lead Members are a matter for the Leader of the County Council and Full Council is asked to note the changes and to authorise the Director of Corporate Services to make any consequential changes to the county council's Constitution.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

There are no significant risks associated with the proposals set out in this report.

Local Government (Access to Information) Act 1985**List of Background Papers**

| Paper | Date | Contact/Tel |
|-------|------|-------------|
|-------|------|-------------|

| | | |
|------|--|--|
| None | | |
|------|--|--|

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| Reason for inclusion in Part II, if appropriate | | |
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| N/A | | |
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Agenda Item 6

Questions submitted under Standing Order B28

| No. | To be asked by: | Question: | For answer by (Cabinet Member): |
|-----|-----------------|--|------------------------------------|
| 1. | CC Snape | Would the Cabinet Member for Highways and Transport support the residents of Adlington in lobbying Northern Rail for additional services to stop at Adlington as promised, given the many years of disruption in the village and promises of a golden future of rail travel, to ensure Adlington commuters receive an enhanced and improved service and additional scheduled rail services at Adlington Station? | CC Iddon |
| 2. | CC Hennessy | How much of the £153.8m Sugar Tax which was raised by November 2018 has Lancashire County Council received since it was introduced in April 2018? | CC Driver/ CC Turner |

Minutes

At a meeting of the Full Council held at Council Chamber, County Hall, Preston, on Thursday, 28th February, 2019

Present:

County Councillor Anne Cheetham (Chairman)

County Councillors

| | | |
|---------------|--------------|--------------|
| T Aldridge | J Fillis | M Parkinson |
| T Ashton | A Gardiner | J Parr |
| A Atkinson | J Gibson | M Pattison |
| M Barron | G Gooch | M Perks |
| L Beavers | M Green | E Pope |
| J Berry | P V Greenall | J Potter |
| I Brown | P Hayhurst | J Rear |
| P Buckley | N Hennessy | P Rigby |
| T Burns | S Holgate | A Riggott |
| J Burrows | A Hosker | M Salter |
| Mrs S Charles | D Howarth | A Schofield |
| S Clarke | K Iddon | J Shedwick |
| A Clempson | M Iqbal | D T Smith |
| Ms L Collinge | A Kay | K Snape |
| J Cooney | H Khan | D Stansfield |
| L Cox | E Lewis | P Steen |
| C Crompton | Ms S Malik | J Sumner |
| M Dad | J Marsh | M Tomlinson |
| B Dawson | T Martin | C Towneley |
| F De Molfetta | J Mein | S Turner |
| G Dowding | S C Morris | A Vincent |
| G Driver | Y Motala | C Wakeford |
| J Eaton | E Nash | D Whipp |
| C Edwards | D O'Toole | G Wilkins |
| K Ellard | Mrs L Oades | P Williamson |
| D Foxcroft | G Oliver | B Yates |

1. Apologies and Announcements

Apologies for absence were presented on behalf of County Councillors Azhar Ali, Peter Britcliffe, Jenny Molineux, Jenny Purcell and Andrew Snowden.

Announcements

Mr Chris Kenny, Chief Fire Officer, Lancashire Fire and Rescue Service

The Chairman reported that Mr Chris Kenny would be retiring as Lancashire Fire and Rescue Service's Chief Fire Officer on 30 April 2019.

Mr Kenny had been Chief Fire Officer since October 2012 after joining the county in 2000. Before that he spent his early years working for Merseyside Fire and Rescue Service, and his service totalled forty years since originally joining Merseyside in 1978.

Full Council thanked Mr Kenny for his outstanding service to the people of Lancashire and wished him well in his retirement. County Councillor Frank De Molfetta, Chair of the Lancashire Combined Fire Authority, would convey the Full Council's appreciation and best wishes to Mr Kenny.

2. Disclosure of Pecuniary and Non-Pecuniary Interests

There were no interests declared.

3. Question Time

County Councillors Kim Snape and Paul Greenall asked their respective questions as follows:

| No. | Question From | Subject | For Answer by |
|------------|---------------------------------|--|---|
| 1. | County Councillor Kim Snape | Ormskirk to Preston train line | Cabinet Member for Highways and Transport |
| 2. | County Councillor Azhar Ali | Delayed Green Paper on Social Care Reform | Cabinet Member for Adult Services |
| 3. | County Councillor Paul Greenall | West Lancashire Local Plan Review Preferred Options document | Cabinet Member for Highways and Transport |

County Councillor Keith Iddon, Cabinet Member for Highways and Transport, replied.

Question 2 from County Councillor Azhar Ali would receive a written response due to him not being present to ask his question.

4. Confirmation of the Minutes from the Meetings held on 13 December 2018 and 14 February 2019

Resolved: - That the minutes of the meetings held on 13 December 2018 and 14 February 2019 be confirmed and signed by the Chairman.

5. Members' Allowance Scheme 2019/20

County Councillor Albert Atkinson moved a report setting out details of the proposed Members' Allowance Scheme for 2019/20.

The following amendment was proposed by County Councillor David Whipp, seconded by County Councillor David Howarth:

That the Special Responsibility Allowance for the Leader of the County Council (and Special Responsibility Allowances pro-rata to it) be reduced by 10%.

On being put to the vote, the amendment was LOST.

The following amendment was proposed by County Councillor Paul Greenall, seconded by County Councillor Paul Hayhurst:

1. Paragraph 8.1 of the Members Allowance Scheme (Appendix 'A') be amended as follows:

8.1 A Councillor including the Chairman and Vice-Chairman of the County Council, and or Co-opted member shall be entitled to receive travelling allowances for journey made within the County of Lancashire, subject to the following restrictions:

- a. Travelling Allowances will not be paid for journeys between a Member's and Co-opted member's home address and County Hall.
- b. For other journeys made within the County of Lancashire, Travelling Allowances will only be payable for journeys in excess of the agreed fixed mileage between a member's and Co-opted member's home address and County Hall (see paragraph 8.6).
- c. Travelling allowances will only be paid for journeys made beyond Lancashire in exceptional circumstances, which shall be approved by the Cabinet Member with responsibility for Members Allowances (see Schedule 'E' - Annex 2)."

2. Special responsibility allowance payments made to Group Whips and Group Secretaries as per schedule B, should be withdrawn.

On being put to the vote, the amendment was LOST.

The following amendment was proposed by County Councillor Gina Dowding, seconded by County Councillor Paul Hayhurst:

That Special Responsibility Allowance payments made to Group Whips be removed.

On being put to the vote, the amendment was LOST.

The substantive motion was then put to the vote and was CARRIED. It was therefore:

Resolved: - That the recommendations set out in the report, now presented, be noted and that the Members' Allowance Scheme for 2019/20 as set out in Appendix 'A' to the report, now presented, be approved.

6. The Localism Act 2011 - Pay Policy Statement 2019/20

County Councillor Geoff Driver moved a report setting out details of the county council's proposed 2019/20 Pay Policy Statement as required by the Localism Act 2011.

Resolved: - That the recommendations of the Employment Committee be noted and the Pay Policy Statement 2019/20, as set out at Appendix 'A' to the report, now presented, be approved.

7. Financial Threshold for Key Decisions

County Councillor Geoff Driver moved a report setting out a proposal to change the financial threshold above which decisions should be treated as Key Decisions as defined in Standing Order 19(1).

Resolved: - Full Council confirmed the financial threshold for Key Decisions, for the purposes of Standing Order 19(1), be increased to £1.6m, for 2019/20 as set out in the report, now presented.

8. Development Control Committee - Public Participation

County Councillor Michael Green moved a report setting out proposals resulting from a review of public participation at meetings of the Development Control Committee.

The following amendment was proposed by County Councillor Kevin Ellard, seconded by County Councillor Munsif Dad:

Refer this item to the meeting of the Development Control Committee on 8 May for consideration, invite County Councillor Green to participate, and bring this back the next Full Council meeting on 23 May.

In accordance with the requirements of procedural Standing Order B45(4), a recorded vote was taken. The names of the County Councillors who voted for or against the Motion and those who abstained are set out below:

For (37)

| | | | | |
|------------|---------------|------------|----------|-------------|
| T Aldridge | B Dawson | N Hennessy | T Martin | J Potter |
| L Beavers | F De Molfetta | S Holgate | J Mein | K Snape |
| J Berry | G Dowding | A Hosker | Y Motala | J Sumner |
| T Burns | K Ellard | D Howarth | L Oades | M Tomlinson |
| L Collinge | J Fillis | M Iqbal | G Oliver | D Whipp |

| | | | | |
|------------|------------|---------|-------------|--|
| L Cox | J Gibson | H Khan | M Parkinson | |
| C Crompton | P Greenall | E Lewis | J Parr | |
| M Dad | P Hayhurst | S Malik | M Pattison | |

Against (41)

| | | | | |
|------------|------------|-----------|--------------|--------------|
| T Ashton | A Clempson | K Iddon | P Rigby | A Vincent |
| A Atkinson | J Cooney | A Kay | A Riggott | C Wakeford |
| M Barron | G Driver | J Marsh | A Schofield | G Wilkins |
| I Brown | J Eaton | S Morris | J Shedwick | P Williamson |
| P Buckley | C Edwards | E Nash | D Smith | B Yates |
| J Burrows | D Foxcroft | D O'Toole | D Stansfield | |
| S Charles | A Gardiner | M Perks | P Steen | |
| A Cheetham | G Gooch | E Pope | C Towneley | |
| S Clarke | M Green | J Rear | S Turner | |

Abstain (1)

| |
|----------|
| M Salter |
|----------|

The amendment was therefore LOST.

The substantive motion was then put to the vote and was CARRIED.

In accordance with the requirements of procedural Standing Order B45(4), a recorded vote was taken. The names of the County Councillors who voted for or against the Motion and those who abstained are set out below:

For (42)

| | | | | |
|------------|------------|-----------|--------------|--------------|
| T Ashton | A Clempson | K Iddon | P Rigby | S Turner |
| A Atkinson | J Cooney | A Kay | A Riggott | A Vincent |
| M Barron | G Driver | J Marsh | M Salter | C Wakeford |
| I Brown | J Eaton | S Morris | A Schofield | G Wilkins |
| P Buckley | C Edwards | E Nash | J Shedwick | P Williamson |
| J Burrows | D Foxcroft | D O'Toole | D Smith | B Yates |
| S Charles | A Gardiner | M Perks | D Stansfield | |
| A Cheetham | G Gooch | E Pope | P Steen | |
| S Clarke | M Green | J Rear | C Towneley | |

Against (37)

| | | | | |
|------------|---------------|-----------|-------------|-------------|
| T Aldridge | F De Molfetta | S Holgate | J Mein | K Snape |
| L Beavers | G Dowding | A Hosker | Y Motala | J Sumner |
| J Berry | K Ellard | D Howarth | L Oades | M Tomlinson |
| L Collinge | J Fillis | M Iqbal | G Oliver | D Whipp |
| L Cox | J Gibson | H Khan | M Parkinson | |
| C Crompton | P Greenall | E Lewis | J Parr | |

| | | | | |
|----------|------------|----------|------------|--|
| M Dad | P Hayhurst | S Malik | M Pattison | |
| B Dawson | N Hennessy | T Martin | J Potter | |

Abstain (0)

It was therefore:

Resolved: - That:

- (i) The revised public speaking arrangements, as set out in the report, now presented, be approved for inclusion in the 'Protocol of Good Practice on Development Control Matters' at Appendix 'N' to the Constitution.
- (ii) The Director of Corporate Services be authorised to make any consequential amendments to the Constitution arising from these changes.
- (iii) The revised arrangements, as set out in the report, now presented, apply to planning applications that come before the Development Control Committee for consideration following this decision.

9. Re-appointment of Lancashire Local Pension Board Chair

County Councillor Eddie Pope moved a report setting out a proposal to re-appoint the current independent Chair of the Lancashire Local Pension Board.

Resolved: - That the re-appointment of Mr William Bourne as the independent Chair of the Lancashire Local Pension Board with effect from 1 April 2019 for an initial 2 years with an option for an extension for a further 2 years, as set out in the report now presented, be approved.

10. Urgent Business

There was no urgent business to be considered.

11. Report of the Cabinet (Part B)

County Councillor Geoff Driver moved the report of the Cabinet from its meetings on 3 December 2018, 17 January 2019 and 7 February 2019.

Resolved: - That the report of the Cabinet, now presented, be noted.

12(a) The Audit, Risk and Governance Committee

County Councillor Alan Schofield moved the report of the Audit, Risk and Governance Committee from its meeting held on 28 January 2019.

Resolved: - That the report of the Audit, Risk and Governance Committee, now presented, be noted.

12(b) The Employment Committee

County Councillor Geoff Driver moved the report of the Employment Committee from its meetings on 14 January 2019 and 11 February 2019.

Resolved: - That the report of the Employment Committee, now presented, be noted.

12(c) The Pension Fund Committee

County Councillor Alan Schofield moved the report of the Pension Fund Committee from its meetings on 30 November 2018 and 1 February 2019.

Resolved: - That the report of the Pension Fund Committee, now presented, be noted.

12(d) The Overview and Scrutiny Committees

County Councillor David O'Toole moved the report of the Overview and Scrutiny Committees from their meetings as follows:

Children's Services Scrutiny Committee – 5 December 2018 and 16 January 2019

Education Scrutiny Committee – 6 December 2018

Health Scrutiny Committee – 11 December 2018

Internal Scrutiny Committee – 18 January 2019

Resolved: - That the report of the Overview and Scrutiny Committees, now presented, be noted.

12(e) The Lancashire Health and Wellbeing Board

County Councillor Shaun Turner moved the report of the Lancashire Health and Wellbeing Board from its meeting on 29 January 2019.

Resolved: - That the report of the Lancashire Health and Wellbeing Board, now presented, be noted.

13. Report of the Lancashire Combined Fire Authority

County Councillor Frank De Molfetta moved the report of the Lancashire Combined Fire Authority from its meeting on 17 December 2018.

Resolved: - That the report of the Lancashire Combined Fire Authority, now presented, be noted.

14. To consider the Notices of Motion submitted under Standing Order B36

The Chairman informed Full Council that Notices of Motion 1 and 5 had been withdrawn and that Notice of Motion 5 would be re-submitted for the next meeting of Full Council on 23 May 2019.

2. It was moved by County Councillor Lizzi Collinge and seconded by County Councillor Julie Gibson that:

End Violence at Work Charter

Lancashire County Council recognises that many public service workers are subjected to violence and aggression in the course of their work. Evidence provided by UNISON highlights that in some contracted out services, public service workers are told by their employers to tolerate violence, suggesting assaults are just “part of the job”.

This council applauds UNISON for developing the ‘End Violence at Work Charter’ - which commits employers to ten basic actions to safeguard public service workers and provide support should they become the target of violence at work.

This council wishes to see far more employers confront the issue of violence in the workplace and therefore commits to:

Making the ‘End Violence at Work Charter’ a core part of our commissioning process.

Asking all existing service contract providers in Lancashire to sign up to the End Violence at Work Charter and make the award of new contracts dependent on a commitment by the organisation to sign the Charter.

This Council recognises that this approach is consistent with our ongoing commitment to an ethical procurement and commissioning process.

Further, council reiterates its opposition to violence at work in all sectors and reaffirms its commitment to working with its own employees and Trade Unions to ensure that all appropriate steps and support are in place to tackle the issue for its own workforce.

The following amendment was proposed by County Councillor Alan Vincent, seconded by County Councillor Geoff Driver:

LCC recognises that many public service workers are subjected to violence and aggression in the course of their work.

Unison believes that in some contracted out services, public service workers are told by their employers to tolerate violence, suggesting assaults are just “part of the job”.

Whilst LCC has no evidence of this, we agree with Unison and the other unions representing our staff that employers should, as we already do, provide safeguards within an action plan to end violence at work, and that their Charter provides a useful template for such a plan.

This Council will encourage all existing and future service contracts providers to us to provide safeguards within an action plan to end violence at work.

This Council recognises that this approach is consistent with our ongoing commitment to an ethical procurement and commissioning process.

Further, council reiterates its opposition to violence at work in all sectors and reaffirms its commitment to working with its own employees and Trade Unions to ensure that all appropriate steps and support are in place to tackle the issue for its own workforce including our commitment to a zero tolerance approach to violence.

The amendment was put to the vote and was CARRIED and became the substantive motion.

The substantive motion was then put to the vote and was CARRIED. It was therefore:

Resolved: -

LCC recognises that many public service workers are subjected to violence and aggression in the course of their work.

Unison believes that in some contracted out services, public service workers are told by their employers to tolerate violence, suggesting assaults are just “part of the job”.

Whilst LCC has no evidence of this, we agree with Unison and the other unions representing our staff that employers should, as we already do, provide safeguards within an action plan to end violence at work, and that their Charter provides a useful template for such a plan.

This Council will encourage all existing and future service contracts providers to us to provide safeguards within an action plan to end violence at work.

This Council recognises that this approach is consistent with our ongoing commitment to an ethical procurement and commissioning process.

Further, council reiterates its opposition to violence at work in all sectors and reaffirms its commitment to working with its own employees and Trade Unions to ensure that all appropriate steps and support are in place to tackle the issue for its own workforce including our commitment to a zero tolerance approach to violence.

3. It was moved by County Councillor Gillian Oliver and seconded by County Councillor Lorraine Beavers that:

Lancashire County Council Use of Bailiffs

Lancashire County Council instructed bailiffs to retrieve unpaid debts 6,065 times in the last 12 months.

Councillors are hearing about the distress these visits bring, and in some cases have received complaints about the bailiffs' perceived failure to act within the law.

This council commits itself to:

- (i) Ensuring bailiffs sent in its name know the law and act within it; and
- (ii) Seek an independent regulator for the sector and asks the Chief Executive and Director of Resources to write to Lucy Frazer MP, Parliamentary Under Secretary of State at the Ministry of Justice, requesting this.

On being put to the vote, the Motion was LOST.

4. It was moved by County Councillor Erica Lewis and seconded by County Councillor Steve Holgate:

Declare a Climate Emergency

According to the Intergovernmental Panel on Climate Change 1.5C report, published in October 2018, humanity has 12 years for “ambitious action from national and sub-national authorities, civil society, the private sector, indigenous peoples and local communities” to deliver the “rapid and far-reaching transitions in land, energy, industry, buildings, transport, and cities” needed to turn this around, so we can avoid reaching tipping points where we no longer have the ability to avoid extreme weather events.

In recent years Lancashire has been subject to both flood and fire. Events that used to be described as 1 in 100 year events to many residents now seem to be regular events. The changes we are seeing in the climate have presented severe challenges to residents, business and organisations, impacting on property, transport, agriculture and other services in Lancashire. Globally millions of others have seen their communities disrupted and devastated with loss of life and livelihood. Many organisations have been working tirelessly for years to try to limit climate change, but action must happen faster. Business as usual is clearly no longer an option. We need local wisdom to increase our resilience and to prepare for the climate changes already in the system.

We recognise the current financial constraints the council faces and expect both development and implementation of action to become carbon neutral and make adaptations for climate change will need significant amounts of additional external funding. However, it should also be recognised that failing to act has a cost we cannot afford to pay, and that some actions may have a positive or neutral financial impact. Investing in sustainable energy production and climate change adaptation can deliver economic as well as social benefits through new jobs and savings as well as improved well-being for people locally and worldwide.

A number of councils across the country have already declared a climate emergency.

Lancashire County Council therefore:

- (i) Declares a 'Climate Emergency', and commits to making the operations and activities of Lancashire County Council Carbon Neutral by 2030.
- (ii) Recognises that answering the challenge of climate change is not work that can be done individually and therefore commits to working in partnership with councils, businesses, organisations and residents across the county to meet this challenge.
- (iii) Establishes a scrutiny task group to review the council's operations and identify the changes that need making so that appropriate measures can be included in next year's budget, and recommendations for action short of budget proposals can be taken as soon as possible.
- (iv) Calls upon the UK Government to provide councils across the country with the powers, resources and funding to enable the work that must be done.

The following friendly amendment, which was accepted by County Councillor Lewis, was proposed by County Councillor Gina Dowding to add as (v) and (vi):

Ensure that senior staff are fully aware of this commitment and Cabinet reports to Full Council every six months with the actions undertaken and planned to address this emergency.

Calls on the Government to safeguard Lancashire's environment by continuing to insist that the shale gas industry works within the current traffic light system and does not bow to pressure from the industry to lower the gold standard thresholds.

The following amendment was proposed by County Councillor Michael Green, seconded by County Councillor Charles Edwards:

According to the Intergovernmental Panel on Climate Change 1.5C report, published in October 2018, humanity has 12 years for "ambitious action from national and sub-national authorities, civil society, the private sector, indigenous peoples and local communities" to deliver the "rapid and far-reaching transitions in land, energy, industry, buildings, transport, and cities" needed to turn this around, so we can avoid reaching tipping points where we no longer have the ability to avoid extreme weather events.

This Council welcomes the joint letter from the UK, Scottish and Welsh Government Ministers to the Committee for Climate Change, which asks for "the date by which the UK should achieve a net zero carbon target in order to contribute to the global ambitions set out in the Paris Agreement".

This Council notes, between 2015 and 2021, this Government is investing a record £2.6 billion in flood defences, maintained by colleagues from the Environment Agency. And the UK Government are on track to meet their manifesto commitment of better protecting 300,000 homes from flooding by 2021. The Council also anticipates the Environment Agency's new 50 year strategy which is being released later this year.

In the recently published County Council Corporate Strategy, Lancashire County Council declared "we will protect the county's environment and climate by investing in flood defence, energy efficiency and waste recycling".

Lancashire County Council therefore:

1. Notes the excellent progress made by the Authority thus far in exceeding the challenging targets set in the Lancashire Climate Change Strategy.
2. Recognises that answering the challenge of climate change is not work that can be done individually and therefore commits to working in partnership with councils, businesses, organisations and residents across the county to meet this challenge.
3. Calls on the Internal Scrutiny Committee to review the council's operations and to help identify how the Council's activities might be made net-zero carbon by 2030;
4. Calls upon the UK Government to continue to fund and support schemes that encourage action on climate change.

The amendment was put to the vote and was CARRIED and became the substantive motion.

The substantive motion was then put to the vote and was CARRIED. It was therefore:

Resolved: -

According to the Intergovernmental Panel on Climate Change 1.5C report, published in October 2018, humanity has 12 years for "ambitious action from national and sub-national authorities, civil society, the private sector, indigenous peoples and local communities" to deliver the "rapid and far-reaching transitions in land, energy, industry, buildings, transport, and cities" needed to turn this around, so we can avoid reaching tipping points where we no longer have the ability to avoid extreme weather events.

This Council welcomes the joint letter from the UK, Scottish and Welsh Government Ministers to the Committee for Climate Change, which asks for "the date by which the UK should achieve a net zero carbon target in order to contribute to the global ambitions set out in the Paris Agreement". This Council notes, between 2015 and 2021, this Government is investing a record £2.6 billion in flood defences, maintained by colleagues from the Environment Agency. And the UK Government are on track to meet their manifesto commitment of better protecting 300,000 homes from flooding by 2021. The Council also anticipates the Environment Agency's new 50 year strategy which is being released later this year.

In the recently published County Council Corporate Strategy, Lancashire County Council declared "we will protect the county's environment and climate by investing in flood defence, energy efficiency and waste recycling".

Lancashire County Council therefore:

1. Notes the excellent progress made by the Authority thus far in exceeding the challenging targets set in the Lancashire Climate Change Strategy.
2. Recognises that answering the challenge of climate change is not work that can be done individually and therefore commits to working in partnership with councils, businesses, organisations and residents across the county to meet this challenge.
3. Calls on the Internal Scrutiny Committee to review the council's operations and to help identify how the Council's activities might be made net-zero carbon by 2030;
4. Calls upon the UK Government to continue to fund and support schemes that encourage action on climate change.

Notice of Motion 6 was ruled out of order in accordance with Standing Order B33(a), as it would have the effect of seeking to rescind the resolution made by Full Council under the previous Motion.

Angie Ridgwell
Chief Executive and
Director of Resources

County Hall
Preston

Meeting of the Full Council

Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Non-Attendance of County Councillor

Contact for further information:

Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

This report asks Full Council to consider the non-attendance of County Councillor Jenny Purcell at meetings of the council and committees.

Recommendation

Full Council is asked to consider approving the non-attendance of County Councillor Jenny Purcell at meetings of the council and committees for reasons of illness, for the purposes of Section 85(1) of the Local Government Act 1972, until 17 October 2019.

Background and Advice

Under Section 85(1) of the Local Government Act 1972, if a member of a local authority fails, throughout a period of six consecutive months from the date of his/her last attendance, to attend any meeting of the authority he/she shall cease to be a member of the authority unless the reasons for non-attendance are approved by the authority before the expiry of the six month period.

Due to illness, County Councillor Purcell last attended a meeting on 7 January 2019 and the six months will, therefore, expire on 7 July 2019 which is prior to the next meeting of Full Council on 18 July 2019. Full Council is, therefore, asked to consider approving the non-attendance of County Councillor Purcell for the purposes of Section 85(1) of the Local Government Act 1972, on the grounds of illness from 8 January 2019 until 17 October 2019.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

Without the approval of Full Council to the reason for non-attendance, County Councillor Purcell would cease to be a member of the county council.

Local Government (Access to Information) Act 1985

List of Background Papers

| Paper | Date | Contact/Tel |
|-------|------|-------------|
|-------|------|-------------|

None

Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Constitution of the County Council 2019/20
(Appendices 'A' - 'D' refer)

Contact for further information:
Josh Mynott, Tel: (01772) 534580, Democratic and Member Services Manager,
josh.mynott@lancashire.gov.uk

Executive Summary

Full Council is required to approve the constitution on an annual basis. This report seeks the council's approval of the Constitution for the year ahead, noting changes made in the last 12 months and considering proposals for amendments in relation to Notices of Motion, and language and behaviour.

Recommendation

That Full Council be asked to:

- (i) Approve the proposals of the Political Governance Working Group meeting on 7 May as set out in the report and Appendices 'B' and 'C'.
- (ii) Approve a revised "Protocol for Members and Co-opted Members on Language and Behaviour", as set out at Appendix 'D', and that it be moved from Appendix M of the constitution to become an appendix to the Code of Conduct.
- (iii) Consider any other changes Full Council might wish to make to the constitution to enable the efficient and effective running of the county council.
- (iv) Authorise the Director of Corporate Services to make any consequential changes to other parts of the Constitution arising from these changes.
- (v) Approve the Constitution of the County Council for the year 2019/20.

Background and Advice

Full Council is required to approve the council's constitution on an annual basis. Appendix 'A' lists the changes that have been made in the last municipal year for information.

The full constitution of the Council is available on the county council's website via the following link (alternatively by searching under "C" or typing in "Constitution" to the search field).

<http://council.lancashire.gov.uk/ieListDocuments.aspx?CId=914&MId=2916&Ver=4&info=1&bcr=1>

In addition to noting the changes already made, Full Council is asked to consider the following further changes.

Proposals from the Political Governance Working Group

The Political Governance Working Group met on 7 May 2019 to consider the current approach to Notices of Motion.

The Working Group agreed Full Council be asked to approve the following amendments to the current rules:

1. A maximum of four Notices of Motion be permitted at Full Council
2. Each Notice of Motion may be debated for up to 30 minutes.
3. The mover of a motion may speak for up to 5 minutes.
4. All subsequent speakers, including movers of amendments, may speak for up to 3 minutes.

The changes to the speaking limits would only apply to Notices of Motion and not to any other debates, where the 5 minute rule would remain.

The Working Group also agreed changes to the rules on admissible and inadmissible Motions and Amendments, for consideration by Full Council. These Rules, set out at Appendix 'B', are intended to provide transparency and clarity on when and why motions and amendments may be ruled out of order.

Finally, the Working Group agreed a number of minor changes to the constitution. These introduce no new material or changes to procedures, but instead help ensure that the Standing Orders are clear and logical. These changes are attached at Appendix 'C'.

Proposals from the "Does Local Government Work for Women?" Overview and Scrutiny Task Group

At its meeting on Friday 17 May, the Internal Scrutiny Committee will consider the Leader's response to the findings of the Task Group. The Task Group made a number of recommendations on a range of issues.

One of the recommendations was to replace the existing Appendix M of the Constitution – Protocol for Members and Co-Opted Members on Language and Behaviour with a rewritten protocol. The original protocol referred only to race and gender, whilst the new protocol takes into account a much broader range of potentially discriminatory behaviour, as well as providing clearer examples of the types of behaviour that would not be acceptable. The rewritten Protocol is attached at Appendix 'D', and, subject to the outcome of the meeting on 17 May, it is proposed that this be adopted.

It is also proposed that, rather than a standalone appendix to the Constitution, the protocol would fit better as an Appendix to the Code of Conduct.

The Task Group also made recommendations relevant to the Full Council, although not requiring Full Council approval, including that political groups take into account the gender balance on committees when making appointments, and that protocols be approved for supporting councillors with disabilities, and for supporting councillors whilst they are pregnant and after the birth or adoption of a child. A further recommendation on carer's allowance will be presented to the Independent Remuneration Panel before being brought to Full Council.

Consultations

Views of councillors have been sought as set out above.

Implications:

This item has the following implications, as indicated:

Risk management

The county council is required to have a constitution, setting out the various roles and functions of different parts of the council, and how decisions are made. Parts of the constitution are governed by statute, which require particular arrangements to be included, for example on meetings to be held in public, establishment of committees or who can make certain decisions. In most areas, within the statutory framework, the council has some freedom to make its own arrangements. The changes proposed to the constitution in this report ensure that the council continues to meet its statutory obligations

Local Government (Access to Information) Act 1985 List of Background Papers

Paper

Date

Contact/Tel

None

Reason for inclusion in Part II, if appropriate

N/A

| Reference in Constitution Document | Amendment to: | Amendment approved by: | Date of Approval |
|------------------------------------|---|--|------------------|
| Appendix B | Director of Corporate Services to approve delegation of pension admin functions from a body to LCC | Full Council | 24 May 2018 |
| | Corporate Parenting Board revised terms of reference | Cabinet | 14 June 2018 |
| Appendix B | CE and EDs authorised to take decisions in the absence of a Director | Urgency Cttee Urgent Business Procedure | 11 Oct 2018 |
| Appendix D | Revised Financial Regis re Capital Prog approval process | Full Council | 18 Oct 2018 |
| | Appointment of Chief Exec | Full Council | 18 Oct 2018 |
| Appendix C - Annexes B and E | <ul style="list-style-type: none"> • New start time of Full Council • Only one Notice of Motion to be submitted by a cllr • Revisions to speaking on and during the NoM section of the council agenda • Making permanent of the need to specify which decision making principles have been broken when submitting a request for call-in | Full Council | 13 December 2019 |

| | | | |
|----------------------|--|--------------|------------------|
| | Pay Policy Statement 2019/20 | Full Council | 28 February 2019 |
| Appendix I | 2019/20 Members' Allowance Scheme | Full Council | 28 February 2019 |
| Appendix C – Annex C | Increase Key Decision Financial Threshold from £1.5m to £1.6m | Full Council | 28 February 2019 |
| Appendix 'N' | Revisions to Development Control Cttee – Public Participation Protocol | Full Council | 28 February 2019 |
| | Reappointment of Lancs Local Pension Board Chair | Full Council | 28 February 2019 |

Proposed to Standing Orders on acceptable / unacceptable motions

1. Standing Order B30 – Scope of Motions

- Add additional points (b) and (c), as follows:

"30. Motions must be:

- (a) about matters for which the Council has a responsibility or which directly affect the Council's area
- (b) concise, clear and to the point
- (c) positive, that is require the Council to adopt a course of action"

1. Standing Order B33 - Motions which cannot be Moved

- Add additional points (e) and (f) as follows:

"33. The following motions shall not be accepted by the Chief Executive - any motion which:

- (a) seeks to rescind any resolution or decision which has been passed at a meeting of the Full Council held within the preceding 12 months
- (b) has been voted upon, but not carried within six months of the date of the meeting of the Full Council at which it, or one to the same effect, was voted upon
- (c) would require the Council to act in breach of its own Constitution or legislation
- (d) requires the Council to act in a way that is beyond its powers and responsibilities
- (e) is vague and ambiguous
- (f) merely expresses an opinion and does not require the Council to adopt a course of action "

1. Standing Order B39 - Moving and Seconding of Motions

- Amend to replace the word "negate" with a different form of words to provide clarity in B39(3).

"39 (3) An Amendment must be relevant to the Motion and shall either be:

- (a) to refer the matter to an appropriate body or individual for consideration or reconsideration;
 - (b) to leave out a word or words;
 - (c) to leave out a word or words and insert or add others, or to insert a word or words
- as long as the effect of leaving out and/or inserting a word or words does not amount to a direct contradiction of, or have the same effect as voting against, the motion."

- Additionally, add a new 39(4), and renumber the existing 39(4) as 39(5)

"(4) The following amendments will not be accepted – those that

(a) propose such a substantial alteration of the motion as to make it a new motion

(b) are vague, vexatious or obstructive so as to impede the proper transaction of council business

(c) are irrelevant, bearing no relation to the original motion

(d) introduce a new topic"

Standing orders - potential amendments

The following amendments are proposed to the Standing Orders. These changes are intended for clarity, and do not substantively affect the meaning or intention of existing procedures. Changes to wording are highlighted in **bold**.

| Item number | Suggested amendments |
|-------------|--|
| A2 (d) | "All councillors shall: exercise a reasonable degree of self-control in their conduct and behaviour at meetings and shall not make a personal attack on any other Councillor or Officer." Delete " a reasonable degree of " |
| B44 (1) | Add the word "procedural" to clearly distinguish this type of motion. i. "A Councillor may move without comment the following procedural motions at the end of a speech of another Councillor: ii. Swap (2) and (3) so they read in order with the points above." |
| C Title | Add reference to Cabinet committees, for clarity "Section C – Cabinet and Committees of the Cabinet - Procedural Standing Orders." |
| C16 | Rewrite this section for clarity on Urgent decisions. Amend title of standing order to: Procedure for dealing with matters of Urgent Business (delete " following an election ", replace with " which cannot await a meeting of the Cabinet ".) Insert a new 16(1) and renumber existing SOs, to read as follows: 16. (1) The Leader (or in his/her absence the Deputy Leader) and the relevant Cabinet member may deal with matters of urgency which cannot await a meeting of the Cabinet. (2) The provisions at Standing Order 16(1) above shall be suspended in the period beginning with the fourth day after the County Council Elections and ending on the date of the first Annual Meeting of the new Council. During that period, the Chief Executive may deal with matters of urgency which cannot await a meeting of the Cabinet where delay would significantly and materially prejudice the interests of the County Council or the inhabitants of the County. |

| | |
|-----|---|
| | <p>(3) The Chief Executive shall only exercise the powers at Standing Order 16(2) above following consultation with the Leader (or in his/her absence, the Deputy Leader) of any political group with an overall majority, or if there is no majority political group, the Leader (or in his/her absence the Deputy Leader) of all political groups on the Council. In the event there is no Leader or Deputy Leader of any political group during that period, the Chief Executive shall consult with a representative or representatives of that group as he/she considers appropriate.</p> <p>(4) The implementation of a decision made under Standing Order 16(1) or 16(2) above is subject to Standing Order 28(1), 28 (3) and 29.</p> |
| C32 | <p>Add reference to Leader and Deputy Leader of opposition: "Members of the Cabinet and the opposition Leader and Deputy Leader may, at the discretion of the Chair, speak as often and for as long as the Chair allows."</p> |

Protocol for Members and Co-opted Members on Language and Behaviour

This protocol provides to Members and Co-opted Members of the county council guidance from the Equality Act 2010 to support the requirement to promote equality through actions, behaviour and conduct (including use of social media) and the types of discrimination which can occur. This document should be read in conjunction with the Code of Conduct and forms part of it.

The following are definitions of the nine protected characteristics of the Equality Act 2010. These are deemed to be protected from unlawful behaviour such as harassment and offensive behaviour.

Age: An individual of a certain age or in or not in a certain age group. Discrimination by perception (someone thinks you are (or are not) a specific age or age group) and discrimination by association (you are connected to someone of a specific age or age group) is also included as part of this protected characteristic.

Disability: An individual who has a mental, physical or progressive condition, which is substantially long-term and adversely affects their ability to carry out normally day-day activities. Discrimination by perception or by association is also included as part of this protected characteristic.

Gender Reassignment: An individual who is undergoing, has undergone or is planning to undergo a process (or part of a process) for the purpose of reassigning their sex by changing the physiological or other attributes of their birth sex to their preferred sex. Individuals do not need to have undergone any specific treatment or surgery to change from their birth sex to their preferred gender. It also covers individuals who dress in a particularly way to express their preferred sex, in order for them to show their preferred gender identity.

Marriage and Civil Partnership: An individual who is legally married or in a civil partnership. Marriage can either be between a man and a woman, or between partners of the same sex. Civil partnership is between partners of the same sex.

Pregnancy and Maternity: Pregnancy is the condition of being pregnant or expecting a baby. Maternity refers to the period after the birth, and is linked to maternity leave in the employment context. In the non-work context, protection against maternity discrimination is for 26 weeks after giving birth, and this includes treating a woman unfavourably because she is breastfeeding.

Race: 'Race' includes; colour, nationality, citizenship, ethnic origins, or national origins. Race also covers ethnic and racial groups. This means a group of people who all share the same protected characteristic of ethnicity or race.

Religion and Belief: Religion or belief can mean any religion, for example an organised religion like Christianity, Judaism, Islam or Buddhism, or a smaller religion like Rastafarianism or Paganism, as long as it has a clear structure and belief system. This also covers non-belief or a lack of religion or belief. In addition, discrimination by perception or association is also included as part of this protected characteristic.

Sex: Applies to men and women of any ages and includes being treated differently because of their sex and discrimination by perception or association. This characteristic also provides protection against forms of unwanted behaviour such as unwanted sexual attention, advances and propositions, physical or verbal sexual approaches which are either deliberate, unreasonable, imposed or offensive to the recipient.

Sexual Orientation: Applies to any sexual orientation (or discrimination by perception or association) and includes how sexual orientation is expressed, such as through an individual's appearance or the places visited.

Discrimination can come in one of the following forms:

- Direct discrimination - treating someone with a protected characteristic less favourably than others.
- Indirect discrimination - putting rules or arrangements in place that apply to everyone, but that put someone with a protected characteristic at an unfair disadvantage.
- Harassment - unwanted behaviour linked to a protected characteristic that violates someone's dignity or creates an offensive environment for them.
- Victimisation - treating someone unfairly because they've complained about discrimination or harassment

In all of the above characteristics, the discrimination does not have to be re-occurring and can be a one off event. It can include verbal threats of abuse, display of offensive material, any form of speech or action (such as nicknames, teasing, name-calling, pulling faces, jokes, pranks and comments) which are considered offensive, are deliberate and unwelcome or which are likely to bring the Authority into disrepute. Even if this behaviour is not deliberately meant to hurt the individual, it may still count as discrimination if they find it upsetting.

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Membership of Committees and Related Appointments for 2019/20
(Appendix 'A' refers)

Contact for further information:
Josh Mynott, Tel: (01772) 534580, Democratic and Member Services Manager,
josh.mynott@lancashire.gov.uk

Executive Summary

Membership of committees and related appointments for 2019/20.

Recommendation

Full Council is asked to consider and approve:

- (i) The Constitution and membership of the committees of the county council for 2019/20, as set out at a) below.
- (ii) The appointment of Chairs and Deputy Chairs of those committees for 2019/20, as set out at b) below.

Background and Advice

a) Constitution and Membership of Committees of the County Council for 2019/20

Full Council is required to approve the Constitution and membership of committees in accordance with the political balance rules set out in the Local Government and Housing Act 1989.

This means that the makeup of each committee must reflect the proportions of seats held on the Full Council by each political group. The composition of each committee, in line with these rules, is set out at Appendix 'A'. Nominations for membership should be made in writing by the respective political groups to the Director of Corporate Services.

b) Appointments of Chairs and Deputy Chairs of Committees for 2019/20

The Constitution requires that the county council must, at its Annual Meeting, consider the appointment of various Chairs and Deputy Chairs of committees for the following year.

Full Council is therefore asked to consider the appointment of members to the positions of Chair and Deputy Chair of the following committees for 2019/20:

- Urgency
- Internal Scrutiny
- External Scrutiny
- Children's Services Scrutiny
- Health Scrutiny
- Education Scrutiny
- Development Control
- Regulatory
- Audit, Risk and Governance
- Pension Fund
- Student Support Appeals
- Employment
- Conduct
- Corporate Complaints
- Lancashire Health and Wellbeing Board

In accordance with its terms of reference, the appointment of a Chair and Deputy Chair of the Cumbria and Lancashire Joint Health Scrutiny Committee is a matter for the committee itself and does not require Full Council approval.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

It is a statutory requirement that the Full Council must approve political group balance allocations on committees and the county council's standing orders require the appointment of Chairs and Deputy Chairs of committees.

Local Government (Access to Information) Act 1985
List of Background Papers

| Paper | Date | Contact/Tel |
|---|------|-------------|
| None | | |
| Reason for inclusion in Part II, if appropriate | | |
| N/A | | |

Committee Structure May 2019

| Committee | Total membership | Total County Cllrs | Con | Lab | Lib Dem^ | Ind^ | UKIP | Co-opted |
|--|------------------|--------------------|-------|-------|----------|------|------|----------|
| Full Council (Percentage of seats) | 84 | 84 | 53.57 | 35.71 | 4.76 | 4.76 | 1.19 | - |
| Audit, Risk and Governance | 8 | 8 | 5 | 3 | | | | 0 |
| Conduct | 5 | 5 | 3 | 2 | | | | 0 |
| Corporate Complaints | 8 | 8 | 5 | 3 | | | | 0 |
| Student Support Appeals | 4 | 4 | 3 | 1 | | | | 0 |
| Pension Fund | 19 | 12 | 7 | 4 | 1 | | | 7 (v) |
| Development Control | 12 | 12 | 7 | 4 | 1 | | | 0 |
| Regulatory | 12 | 12 | 7 | 4 | 1 | | | 0 |
| Employment | 8 | 8 | 5 | 3 | | | | 0 |
| Urgency | 12 | 12 | 7 | 4 | 1 | | | 0 |
| Internal Scrutiny | 12 | 12 | 7 | 4 | 1 | | | 0 |
| External Scrutiny | 12 | 12 | 7 | 4 | 1 | | | 0 |
| Health Scrutiny | 24 | 12 | 7 | 4 | 1 | | | 12 (nv) |
| Cumbria and Lancashire Joint Health Scrutiny Committee | 8 | 4 | 3 | 1 | | | | 0 |
| Education Scrutiny | 21 | 16 | 11 | 4 | 1 | | | 5 (v) |
| Children's Services Scrutiny | 17 | 12 | 7 | 4 | 1 | | | 5 (nv) |
| Health and Wellbeing Board* | 4 | 4 | 4 | | | | | - |

Other appointments

| | Total membership | Total County Cllrs | Con | Lab | Lib Dem | Ind | UKIP | Others (including co-opted) |
|--------------------------------|------------------|--------------------|-----|-----|---------|-----|------|-----------------------------|
| Combined Fire Authority** | 25 | 19 | 10 | 7 | 1 | 1 | | 6# |
| Lancashire Local Pension Board | 9 | 1 | 1 | | | | | 8 |

* Does not need to be politically balanced

Three full members each from Blackpool, and Blackburn with Darwen Councils

** See separate report on this agenda

^ Groups to agree division of seats between them

(v) - voting

(nv) - non-voting

Meeting of the Full Council

Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Police and Crime Panel for Lancashire - Appointment of a County Council Representative for 2019/20

Contact for further information:

Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

Full Council is asked to approve the appointment of the county council's representative to serve on the Police and Crime Panel for Lancashire for 2019/20.

Recommendation

Full Council is asked to approve the appointment of one County Councillor to serve on the Police and Crime Panel for Lancashire for 2019/20.

Background and Advice

The Police and Crime Panel is a formal joint committee of all the local authorities in a police force area, established under the Police Reform and Social Responsibility Act 2011.

The panel has the following main responsibilities:

- To make recommendations on the Police and Crime Commissioner's Police and Crime Plan and Annual Reports.
- To consider the Police and Crime Commissioner's appointment of a Chief Constable with the panel having power of veto over the appointment.
- To consider the level of precept to be set by the Police and Crime Commissioner, again with a power of veto.
- To review certain senior appointments by the Police and Crime Commissioner.
- To scrutinise and support the activities of the Police and Crime Commissioner.

For Lancashire, the area covered by Lancashire Constabulary includes the county council, the two unitary councils and the 12 district councils. The panel is, therefore, made up of representatives from those 15 local authorities, together with two independent co-opted members.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

The requirement for an independent Police and Crime Panel for Lancashire is in accordance with the provisions of the Police Reform and Social Responsibility Act 2011.

Local Government (Access to Information) Act 1985

List of Background Papers

| Paper | Date | Contact/Tel |
|-------|------|-------------|
|-------|------|-------------|

None

Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
(All Divisions);

Lancashire Combined Fire Authority - Appointment of County Council Representatives for 2019/20

Contact for further information:
Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

The appointment of county council representatives to serve on the Lancashire Combined Fire Authority for 2019/20.

Recommendation

Full Council is asked to approve the appointment of 19 members to serve on the Lancashire Combined Fire Authority for 2019/20 on the basis of 10 Conservative members, 7 Labour members, 1 Liberal Democrat member and 1 Independent member.

Background and Advice

The Constitution of the county council requires approval to the appointment of county council members of the Lancashire Combined Fire Authority at the Annual Meeting of the Full Council.

The Full Council is asked to appoint 19 members to the Combined Fire Authority for 2019/20. Following the county council elections on 4 May 2017, the political balance of county council representatives on the Combined Fire Authority is 10 Conservative members, 7 Labour members, 1 Liberal Democrat member and 1 Independent member.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

The county council is at risk of not complying with statutory requirements if it does not consider the recommendations set out in the report.

**Local Government (Access to Information) Act 1985
List of Background Papers**

| Paper | Date | Contact/Tel |
|---|------|-------------|
| None | | |
| Reason for inclusion in Part II, if appropriate | | |
| N/A | | |

Meeting of the Full Council

Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

Transport for the North and Transport for the North Scrutiny Committee - Appointment of County Council Representatives for 2019/20

Contact for further information:

Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

Full Council is asked to approve the appointment of the county council's representatives to serve on Transport for the North and Transport for the North Scrutiny Committee for 2019/20.

Recommendation

Full Council is asked to approve the appointment of one County Councillor to serve on Transport for the North and one County Councillor to serve on Transport for the North Scrutiny Committee for 2019/20.

Background and Advice

Transport for the North is the first statutory sub-national transport body in England and was constituted in April 2018 to make the case for strategic transport improvements across the North. It is a partnership of public and private sector representatives working with partners to develop and deliver strategic transport infrastructure. It brings together the North's twenty local transport authorities and business leaders together with Network Rail, HS2 and Highways England and works with central government.

In addition to the Board, Transport for the North is required to have a Scrutiny Committee, the purpose of which is to act as a focus for the scrutiny and challenge of its work, and for investigating matters of strategic importance to residents, those travelling within the combined administrative area covered by the constituent authorities, and other stakeholders.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

N/A

**Local Government (Access to Information) Act 1985
List of Background Papers**

| Paper | Date | Contact/Tel |
|-------|------|-------------|
|-------|------|-------------|

None

Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part A

Electoral Division affected:
None;

**Appointments to the Local Government Association's General Assembly,
Boards and Special Interest Groups for 2019/20**

Contact for further information:
Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

The Local Government Association has invited member authorities to appoint their representatives to serve on its General Assembly for 2019/20.

This report also requests Full Council to consider the appointment of representatives to serve on a number of the Local Government Association's Special Interest Groups for 2019/20, and to note the arrangements for appointments to the Local Government Association's Boards.

Recommendation

Full Council is asked to:

- (i) Consider and agree the representation and appointments to serve on the Local Government Association's General Assembly and Special Interest Groups, as set out in the report, for 2019/20.
- (ii) Subject to (i) above, to agree which representative(s) should carry the county council's 12 votes at the Annual Meeting of the General Assembly.
- (iii) Note the arrangements for appointments to the Local Government Association's Boards.

Background and Advice

The county council appoints members to serve on the Local Government Association's General Assembly, and a number of Special Interest Groups. Political Groups also appoint members to the Local Government Association's Boards, of which there are ten.

(i) Local Government Association General Assembly

The county council is entitled to appoint up to four representatives to serve on the Local Government Association General Assembly which meets annually. The annual meeting takes place as part of the Annual Conference and Exhibition which, in 2019, takes place in Bournemouth between 2 and 4 July.

The county council is also entitled to 12 corporate votes at the General Assembly (equal to the number of district council's in the authority's area) and has the right to nominate the representative(s) who will carry and exercise the 12 votes.

County Councillors A Ali, A Atkinson, Mrs S Charles and G Driver were appointed to serve on the General Assembly for 2018/19 with County Councillor G Driver carrying and exercising the 12 votes.

(ii) Local Government Association Special Interest Groups

- Coastal Issues

The Special Interest Group on Coastal Issues comprises elected members from coastal local authorities. Its principal aim is to establish improved governance, management and community well-being to ensure that the UK has the best managed coast in Europe, and to identify appropriate and sustainable funding strategies to support this aim.

The county council's representative on this body in 2018/19 was County Councillor S Clarke.

- Nuclear Legacy Advisory Forum

The Nuclear Legacy Advisory Forum seeks to build capacity within local government to engage effectively with nuclear legacy management and works to represent the views of member local authorities to national bodies.

The county council's representative on this body in 2018/19 was County Councillor M Green.

- Rural Services Network

The Rural Services Network is the national champion for rural services, ensuring that people in rural areas have a strong voice. The Network is fighting to secure a fair deal for rural communities to maintain their social and economic viability for the benefit of the country as a whole.

The county council's representative on this body in 2018/19 was County Councillor C Towneley.

(iii) Local Government Association Boards

Local Government Association Boards engage with and develop a thorough understanding of councils' priorities in relation to their particular programme area. They also help shape the Local Government Association's business plan and, through extensive engagement with councils, oversee programmes of work that deliver the strategic priorities set by the Local Government Association's Executive.

There are ten Boards in total and appointments to the Boards are made by political groups.

Consultations

N/A

Implications:

This item has the following implications, as indicated:

Risk management

There are no significant implications associated with the proposals set out in this report.

**Local Government (Access to Information) Act 1985
List of Background Papers**

| Paper | Date | Contact/Tel |
|-------|------|-------------|
|-------|------|-------------|

| | | |
|------|--|--|
| None | | |
|------|--|--|

Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

Report of the Cabinet (Part B)

Contact for further information:
Craig Alker, Tel: (01772) 537997, Business Support Officer,
craig.alker@lancashire.gov.uk

Executive Summary

The report of the Cabinet from its meetings on 7 March 2019 and 11 April 2019.

Recommendation

That the report of the Cabinet, as now presented, be noted.

Background and Advice

The agenda and minutes of the meetings below may be viewed at:
<http://council.lancashire.gov.uk/ieListMeetings.aspx?Committeed=122>.

Meeting 7 March 2019

Part I (Open to Press and Public)

Procurement Report - Request Approval to Commence Procurement Exercises

Resolved: That the commencement of procurement exercise for the Provision of Transport Services – Dynamic Purchasing System be approved.

Community Asset Transfer of Lancashire County Council Minibuses

Resolved: That:

- i. the gift of surplus minibuses to those charitable organisations that have previously made use of them, be approved as a one off exercise.
- ii. the Executive Director for Growth, Environment and Transport, in consultation with the Leader of the County Council, be authorised to approve which

charities the minibuses are allocated to, following the exercise to evaluate and prioritise the requests.

Proposed 2019/20 Highway Maintenance and Transport New Starts Capital Programmes

Resolved: That:

- i. the proposed revisions to the approved apportionment of the 2019/20 New Start Highway Maintenance programme as detailed in the report be approved.
- ii. the proposed 2019/20 New Start Highway Maintenance programmes set out as projects in the report be approved.
- iii. approval be given for additional schemes to be identified for funding from the ABC, Urban Unclassified, Rural Unclassified, and footways allocations up to the value of the approved allocation, subject to consultation with the Cabinet Member for Highways and Transport.
- iv. a further report be brought forward in relation to the Moss Roads programme.
- v. the detailed apportionment of the £2.774m allocation for 'Other Transport Schemes as detailed in the report be approved.
- vi. the proposed 2019/20 New Start Public Rights of Way programme set out in the report be approved.
- vii. a further report be brought forward in relation to the 2019/20 New Start Road Safety and Cycling safety programmes.
- viii. the thanks of Cabinet be given to officers who have developed the programme.

Lune Street, Preston Link Moving and Parking Provisions Experimental Orders 2017

Resolved: That the making permanent of the two Experimental Traffic Regulation Orders in Lune Street Preston, as set out in the report, be approved.

Lancashire Bus Station Departure Charges

Resolved: That the new charging regime and charges for departures at all Lancashire owned and operated bus stations, as set out in the report, be approved from 1 July 2019.

Replacement of the Local Safeguarding Children Board with the New Area Safeguarding Arrangements

Resolved: That Option 1, as set out in the report, be approved as the revised area children's safeguarding arrangements in Lancashire.

Awarding of Small Grants to Third Sector Groups which are Registered with the Children and Family Wellbeing Service, including Grants to Individual Young People

Resolved: That the recommendations of the District Youth Councils on the applications for grants from third sector groups which are registered with the Children and Family Wellbeing Service, as set out in the report, be approved.

Capital Strategy for Schools – Condition Led Capital Investment Programme 2019/20

Resolved: That the proposed list of maintenance schemes in Lancashire Schools set out in the report totalling £8.346m as a further phase of high priority school repairs, be approved.

West Lancashire Integrated Community Partnership

Resolved: That:

- i. the county council's membership and continued active participation in developing the West Lancashire Integrated Community Partnership be approved.
- ii. West Lancashire Integrated Community Partnership's overall approach to health and care integration in West Lancashire be endorsed on the basis that it will also take into account and ensure delivery of the emerging priorities of the Lancashire and South Cumbria Integrated Care System.

Part II (Not Open to Press and Public)

Preston Western Distributor

Resolved: That the recommendations set out in the report be approved.

Replacement of Computers and other ICT Equipment in Libraries

Resolved: That the recommendation set out in the report be approved.

Meeting 11 April 2019

Part I (Open to Press and Public)

Children and Family Wellbeing Service - Outcome of Second Phase Consultation

Resolved: That:

- i. the findings of the further consideration and consultation as set out in the consultation report be noted.
- ii. the revised proposals for the Children and Family Wellbeing Service, as detailed in this report, be implemented with effect from May 2019.

Procurement Report - Request Approval to Commence Procurement Exercises

Resolved: That the commencement of procurement exercises for the following areas be approved:

- i. The provision of mental health employment support, resilience and social recovery services.
- ii. An approved provider list for the supply of care services in supported housing.
- iii. Planned and reactive vehicle parts and repair service.

Works to Operational Premises - Condition Led Programme

Resolved: That the proposed list of maintenance and statutory compliance schemes across operational premises, detailed at Appendix 'A', totalling £9.88m, be approved.

Proposed 2019/20 Road Safety and Cycling Safety Programmes

Resolved: That the proposed 2019/20 New Start Road Safety and Cycling Safety programme funded by the anticipated 2019/20 Integrated Transport Block set out in the report be approved.

Booth Street, Vale Street and Station Road, Haslingden Cycle Track and Waiting Restrictions

Resolved: That the proposed creation of a cycle track with right of way on foot and the implementation of No Waiting at Any Time Restrictions as set out in the report be approved.

St Crispin Way, Flip Road and Grane Road, Haslingden Cycle Track and Waiting Restrictions

Resolved: That the proposed provision of three cycle track lengths with right of way on foot and the implementation of No Waiting At Any Time Restrictions as set out in the report be approved.

Awarding of Small Grants to Third Sector Groups which are Registered with the Children and Family Wellbeing Service, including Grants to Individual Young People

Resolved: That the recommendations of the District Youth Councils on the applications for grants from third sector groups which are registered with the Children and Family Wellbeing Service, as set out in the report, be approved.

Future of Bleasdale Church of England Primary School

Resolved: That

- i. the consultation arrangements that were undertaken and the responses that were received in respect of the authority's proposal be noted.
- ii. the authority publishes a Statutory Notice of its proposal to close Bleasdale Church of England Primary School, with implementation commencing from 31 August 2019.

Lancashire Children's Social Care Staying Put Policy 2019-2020 - A Review of Policy, Procedure and Financial Support

Resolved: That the updated Lancashire Children's Social Care Staying Put Policy 2019-2020 and the revised funding arrangements, as set out in the report, be approved.

Lancashire's Financial Procedures for Care Leavers

Resolved: That the updated Lancashire's Financial Procedures for Care Leavers and the increase in allowances as set out in the report be approved.

Part II (Not Open to Press and Public)

Civil Parking Enforcement

Resolved: That the recommendation set out in the report be approved.

An Update on the Lancashire Central - Cuerden Site

Resolved: That the recommendations set out in the report, as amended, be approved.

An Update on the Samlesbury Aerospace Enterprise Zone

Resolved: That the recommendations as set out in the report be approved.

Educational Provision in Burnley

Resolved: That the recommendations as set out in the report be approved.

Proposals Relating to Libraries - Chatburn

Resolved: That the recommendation as set out in the report be approved.

Local Government (Access to Information) Act 1985 List of Background Papers

| Paper | Date | Contact/Tel |
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Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Urgency Committee

Contact for further information:

Dave Gorman, Tel: (01772) 534261, Senior Democratic Services Officer,
dave.gorman@lancashire.gov.uk

Executive Summary

The report sets out details of a decision taken by the Monitoring Officer (Director of Corporate Services) under the county council's urgent business procedure on behalf of the Urgency Committee.

Recommendation

That the report of the Urgency Committee, as now presented, be noted.

Background and Advice

Since the last meeting of Full Council, the following decision has been taken by the Monitoring Officer (Director of Corporate Services) under the county council's urgent business procedure on behalf of the Urgency Committee.

Recruitment Process for Members of the Lancashire Local Pension Board

The following decision was taken on 20 March 2019:

The Monitoring Officer approved the proposals to amend the Terms of Reference of the Lancashire Local Pension Board in relation to the process to be used for the recruitment of Employer and Scheme member representatives and the independent Chair, as set out in the report.

Consultations

This decision was taken following consultation with the Chair and Deputy Chair of the Urgency Committee.

Implications:

This item has the following implications, as indicated:

Risk management

N/A

Local Government (Access to Information) Act 1985 List of Background Papers

| Paper | Date | Contact/Tel |
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None

Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Employment Committee
(Appendix 'A' refers)

Contact for further information:
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debra.jones@lancashire.gov.uk

Executive Summary

The report of the Employment Committee from its meeting held on 11 March 2019 is attached at Appendix 'A'.

The agenda, reports and minutes of the meeting are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Employment Committee, as now presented, be noted.

Local Government (Access to Information) Act 1985
List of Background Papers

| Paper | Date | Contact/Tel |
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| None | | |
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Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council - 23 May 2019

Report of the Employment Committee Meeting held on 11 March 2019

Chair: County Councillor Geoff Driver

Part II (Not Open to Press and Public)

Recruitment & Retention Payments for Fleet Services Technicians

(Exempt information as defined in Paragraphs 1, 2 and 3 of Part 1 of Schedule 12A to the Local Government Act, 1972. It was considered that in all the circumstances of the case the public interest in maintaining the exemption outweighed the public interests in disclosing the information).

Oliver Starkey, Head of Service for Public and Integrated Transport, presented a report relating to the recruitment and retention of skilled vehicle and plant technicians. Members considered and discussed the report and asked for clarification regarding a number of issues.

Resolved:

- (i) That, consideration of the report be deferred pending a review of the council's fleet service operations by external consultants.
- (ii) That a report on the review findings in relation to staffing related matters be presented to the committee in three months' time or earlier should that be necessary.

Review of Coroner Salaries

(Exempt information as defined in Paragraphs 1, 2 and 3 of Part 1 of Schedule 12A to the Local Government Act, 1972. It was considered that in all the circumstances of the case, the public interest in maintaining the exemption outweighed the public interests in disclosing the information).

Janet Mather, Coroners Services Manager, presented a report regarding a review of Coroner salaries.

Resolved: That the recommendations, as set out in the report, detailing proposals for Lancashire's Senior, Area and Assistant Coroners, be approved.

Local Pensions Partnership Ltd - Pay Proposals

(Not for Publication – Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act, 1972. It is considered that in all the circumstances of the case the public interest in maintaining the exemption outweighed the public interests in disclosing the information).

The Committee reviewed a report which set out pay proposals made by the Local Pensions Partnership Limited (LPP).

- (i) That the recommendations regarding pay proposals in relation to Local Pensions Partnership Limited staff, as set out in the report, be approved.
- (ii) That the Committee is concerned about Local Pensions Partnership Limited's fragmented approach to presenting "reserved matter" staffing proposals to the council, and the company be informed that the committee cannot guarantee favourable consideration of any future "reserved matter" proposals if they continue to be submitted piece meal.

County Councillor Geoff Driver
Chair

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Pension Fund Committee
(Appendix 'A' refers)

Contact for further information:
Mike Neville, Tel: (01772) 533431, Senior Democratic Services Officer,
mike.neville@lancashire.gov.uk

Executive Summary

The report of the Pension Fund Committee from its meeting held on 29 March 2019 is attached at Appendix 'A'.

The agenda, reports and minutes of the meeting are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Pension Fund Committee, as now presented, be noted.

Local Government (Access to Information) Act 1985
List of Background Papers

| Paper | Date | Contact/Tel |
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Meeting of the Full Council - 23 May 2019

Report of the Pension Fund Committee Meeting held on 29 March 2019

Chair: County Councillor Eddie Pope

Part I (Open to Press and Public)

Lancashire County Pension Fund - External Audit Plan 2018/19

The Committee considered a report on the nature and scope of work to be covered by the 2018/19 Audit Plan and was informed that meetings had already taken place with County Council Officers so that the auditors could familiarise themselves with the Fund.

Decision taken: That the Audit Plan for 2018/19, as set out in the Appendix to the report presented, is noted.

Lancashire County Pension Fund - Q3 2018/19 Budget Monitoring

The Committee considered a report on the financial results for the Fund during the period 1st April 2018 to 31st December 2018 and a comparison of those results with the budget for the same period, together with an updated forecast for the year to 31st March 2019.

Decision taken:

1. That the analysis of the variances between actual and budgeted results and the budgeted income/expenditure for the period 1st April 2018 to 31st December 2018, as set out in the report presented, is noted.
2. That the forecast financial results for the year ending 31st March 2019, as set out in the report presented, is noted.

Lancashire County Pension Fund 2019/20 Budget

The Committee considered a report on the one year budget for the Lancashire County Pension Fund for the year ending 31st March, 2020, which forecast that the net income available for investment (before accounting for changes in the market value of investments during the year) would be £13.3m.

The Committee noted that following a review the level of recharges to the County Council had been increased in recognition of the increased use of Legal Services. The forecast reduction in contribution income from employers as a result of the accounting treatment of amounts paid in advance was also discussed and the reduction in property expenses set out in the budget was welcomed.

Decision taken: That the Lancashire County Pension Fund budget for the year ending 31st March 2020, as set out in Appendix 'A' to the report presented, is approved.

Responsible Investment Report

The committee considered a report on how the Fund was supported to fulfil its commitment to long term responsible asset ownership in line with the approach set out in the Investment Strategy Statement and the Responsible Investment Policy approved by the Committee in March 2018.

Decision taken: That the update on responsible investment activity, as set out in the Appendix to the report presented, is noted.

Lancashire County Pension Fund Discretions Policy Statement

The Committee considered a report on the above and was informed that following a review a number of amendments were proposed to the current Discretions Policy Statement (as set out in Appendix 'A' to the report) in order to reflect current practices and regulatory updates.

Decision taken: That the updated version of the Discretions Policy Statement for the Lancashire County Pension Fund, as set out at Appendix 'A' to the report presented, is approved.

Lancashire County Pension Fund Training Plan 2019

The Committee considered a report on the 2019 Training Plan which set out the various options available during the year to meet the training needs of members of the Committee, including workshops, briefings, conferences and online training modules.

Decision taken: That the 2019 Training Plan for the Pension Fund Committee, as set out in Appendix 'A' to the report presented, is approved.

Data Quality Report (Mercers)

The Committee considered a report on the findings of a review of the quality of the membership data for the Fund and noted that at a whole fund level the liability impact had been estimated as slightly reduced from the previous year, reflecting the positive impact of the Fund's data work over the year.

With regard to common data the Committee discussed the figures relating to missing postcodes/age queries and noted that the Local Pensions Partnership was to undertake a project to address to slight increase in 2018. It was also noted that the full report had been shared with the Local Pensions Partnership with a view to addressing the areas of main concern in conjunction with the normal scheduled processes due as part of the 2019 valuation.

Decision taken: That the findings of the Scheme Actuary in relation to the quality of the membership data of the Fund, as set out in the report presented, is noted.

2019/20 Work plan of the Lancashire Local Pension Board

The Committee considered a report on the 2019/20 work plan for the Board and was informed that the intention was to focus on communication/engagement activity ahead of the valuation.

Decision taken: That the 2019/20 work plan for the Lancashire Local Pension Board, as set out in the Appendix to the report presented, is noted and approved.

Feedback from members of the Committee on pension related training, conferences and events.

The Committee considered a report on member attendance at various internal/external pension related training events which had taken place since the last meeting and individual members of the Committee gave feedback on specific conferences/events.

Decision taken: That the report and feedback given at the meeting is noted.

Transaction of Urgent Business - appointment of a Scheme Member representative on the Lancashire Local Pension Board

The Committee considered a report on a decision taken by the Chief Executive on the 8th October 2019 under the procedure for dealing with matters of urgent business.

Decision taken: That the decision of the Chief Executive to approve the appointment of Mr K Wallbank to fill a vacancy for a Scheme Member representative on the Lancashire Local Pension Board is noted.

Local Pensions Partnership Update

Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. It was considered that in all the circumstances of the case the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

The Committee considered a report on the performance of the investment and administration functions operated by the Local Pensions Partnership Fund up to the 31st December, 2018, which included updates on the following:

- The performance and stabilisation of the pension administration service.
- Activity associated with the service improvement plan.
- Engagement with members and employers.
- Local Government Pension Service statutory guidance.
- The financial position of the Local Pension Partnership at 31st December 2018.

Decision taken: That the updates on activity by the Local Pensions Partnership, as set out in the Appendix to the report presented, is noted.

Investment Panel Report

Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. It was considered that in all the circumstances of the case the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

The Committee considered a detailed report on various macro-economic factors and how they influenced the investment market in which the Lancashire County Pension Fund operated, together with an update on matters considered by the Panel since the last meeting.

Decision taken: That the report of the Investment Panel is noted.

Lancashire County Pension Fund Performance Overview - December 2018

Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. It was considered that in all the circumstances of the case the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

The Committee considered a detailed report on the performance of the Lancashire County Pension Fund, which highlighted key areas such as the predicted reduction in the level of future contributions and the performance of individual investment portfolios. The Committee noted that the long term the performance of the Fund had exceeded both internal and actuarial benchmarks.

Resolved: That the summary of the Fund's performance up to the 31st December 2018, as set out at Appendix 'A' to the report presented, is noted.

Lancashire County Pension Fund Employer Risk Report

Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. It was considered that in all the circumstances of the case the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

The Committee considered a report on the current employer risk assessment, based on the approach agreed in January 2016, which indicated that the Fund had a low risk exposure and highlighted methods to mitigate potential future risks. It was noted that the Head of Fund would work with the Local Pensions Partnership and the Scheme Actuary to implement the recommendations set out in the report during the valuation process.

Decision taken: That the report be noted.

PwC Report on the outcomes of the LPP Partnership

Exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972. It was considered that in all the circumstances of the case the

public interest in maintaining the exemption outweighed the public interest in disclosing the information.

The Committee considered a report on the findings of an external review of the Local Pensions Partnership which had concluded that performance had been satisfactory and that where there had been exceptions the Fund had been made aware in advance or had subsequently been provided with a reasonable, substantiated explanation.

Decision taken:

1. That the findings of the independent review and response from the Local Pensions Partnership, as set out in the Appendix to the report presented, are noted.
2. That the intention for the Local Pensions Partnership and shareholders to undertake a balanced score card exercise over the next 3 years is noted and that the Committee be kept informed of future developments.

County Councillor Eddie Pope
Chair

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Overview and Scrutiny Committees
(Appendices 'A' - 'E' refer)

Contact for further information:
Garth Harbison, Tel: (01772) 530596, Committee Support Officer (Overview and Scrutiny),
garth.harbison@lancashire.gov.uk

Executive Summary

The most recent cycle of meetings of the Overview and Scrutiny Committees took place in the period February 2019 to May 2019.

The reports of the committees are attached as Appendices 'A' - 'E' as follows:

Appendix 'A' - Children's Services Scrutiny Committee
Appendix 'B' - Education Scrutiny Committee
Appendix 'C' - External Scrutiny Committee
Appendix 'D' - Health Scrutiny Committee
Appendix 'E' - Internal Scrutiny Committee

The agenda, reports and minutes of the meetings are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Overview and Scrutiny Committees, as now presented, be noted.

Local Government (Access to Information) Act 1985
List of Background Papers

| Paper | Date | Contact/Tel |
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| Reason for inclusion in Part II, if appropriate | | |
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Meeting of the Full Council - 23 May 2019

Report of the Children's Services Scrutiny Committee Meetings held on 27 February 2019 and 10 April 2019

Chair: County Councillor Andrea Kay

The agenda and minutes of the meetings may be viewed on the county council's website at the following link:

[Children's Services Scrutiny Committee](#)

27 February 2019

Supporting Pupils at Special Schools with Medical Conditions - Responses to the Recommendations of the Scrutiny Task and Finish Group

In accordance with agreed protocols, the Committee received written responses from the relevant NHS bodies and the Cabinet Members for 'Children, Young People and Schools' and 'Health and Wellbeing' to the recommendations of the task and finish group report.

Resolved: That;

- i. Feedback provided from the committee be circulated to partners to form part of the progress report.
- ii. Progress report be provided to the committee to the October meeting of the committee.

Suicide Prevention (Young People)

The report presented, provided an update on the action undertaken by Lancashire County Council to address teenage suicide.

Resolved:

- i. Suicide Prevention bite size briefing including Orange Badge training be considered for members.
- ii. Briefing note be provided to the committee in September to include data update at district level and work undertaken on bereavement support.
- iii. Consideration be given to developing a poster with key contacts that can be used in schools/residential homes across.

10 April 2019

Lancashire Getting to Good Plan

The report presented provided an update on the Lancashire Getting to Good Plan and the progress made. The plan set out the actions required to address the 11 recommendations of the Ofsted report and the actions required to improve the quality of practice and outcomes for children.

Resolved: That;

- i. The information provided be noted.
- ii. The progress on the six key areas of Lancashire Getting to Good Plan be considered.
- iii. A Bite Size Briefing on the progress of the Lancashire Getting to Good Plan be arranged for all members.
- iv. A Bite Size Briefing on the Neglect Strategy be arranged for all members.
- v. The workforce gender gap through the Workforce Board be explored.
- vi. Consideration be given to how this can be promoted to all staff across all organisations working with children.

County Councillor Andrea Kay
Chair

Meeting of the Full Council - 23 May 2019

Report of the Education Scrutiny Committee Meetings held on 6 February 2019 and 26 March 2019

Chair: County Councillor Christian Wakeford

The agenda and minutes of the meetings may be viewed on the county council's website via the following link:

[Education Scrutiny Committee](#)

6 February 2019

Children Looked After Attainment

The report presented provided details on the attainment of all children looked after (CLA) which was collated at the end of Key Stage 1 and 2 for primary pupils, and the end of Key Stage 4 for secondary pupils.

Resolved: That;

- i. The information on the attainment outcomes for 2017/18 and the work undertaken to address any issues and sustain improvement be noted.
- ii. A Bite Size Briefing be organised once the validated data is made available.

Standards in Lancashire Schools 2018

The report presented provided detail of standards in Lancashire schools, together with a summary of judgements by Ofsted.

Resolved: That the standards of achievement by Lancashire children be noted.

26 March 2019

Exclusions, Attendance, Transport and Elective Home Education

The report presented provided an overview of the challenges around attendance and exclusions. It also provided information on children missing education and those who are educated at home. In addition, it provided details of transport to Pupil Referral Units.

Resolved: That;

- i) The report be noted.
- ii) The work being undertaken to address any issues and sustain improvement around permanent exclusions be considered.

- iii) The review to be undertaken on transport to Pupil Referral Units and the wider options available be noted.
- iv) A letter drafted by the Chair and the Cabinet Member of Children and Young People be sent to the Secretary of State for Education on the release of the guidance on Elective Home Education.
- v) The guidance be reviewed by the Committee.
- vi) A report be brought back to a future meeting of the Committee on Pupil Referral Units, once the consultation has been completed and before a report on the options is agreed by Cabinet.

County Councillor Christian Wakeford
Chair

Meeting of the Full Council - 23 May 2019

Report of the External Scrutiny Committee Meetings held on 5 March 2019 and 16 April 2019

Chair: County Councillor Edward Nash psc

The agenda and minutes of the meetings may be viewed on the county council's website via the following link:

[External Scrutiny Committee](#)

5 March 2019

Electricity North West: Investment, customer service and low carbon technology

A presentation was delivered which provided the Committee with:

- An introduction to Electricity North West.
- Information on investments in Lancashire, customer service and support partnerships for vulnerable customers.
- Information on supporting strategic projects and low carbon technologies.

During the meeting it was noted that no further action had seemingly been taken since the production of the Lancashire Energy Strategy in 2018.

Resolved [under consideration of item 7 External Scrutiny Committee Work Programme]: The Chair of the External Scrutiny Committee, County Councillor Ed Nash psc be appointed to act as rapporteur to determine how the Lancashire Energy Strategy can be progressed.

Community Safety Strategic Assessment and Community Safety Agreement 2019

The report presented provided an overview of the Strategic Assessment, which in Lancashire was produced on a three yearly cycle, with an annual review of key findings.

Resolved: That;

- i. The Cabinet Member for Community and Cultural Services consider the inclusion of knife crime in the Community Safety Agreement for 2019-2022, before it takes effect from 1 April 2019.
- ii. An update on the review of Community Safety Partnerships be presented to the External Scrutiny Committee in five months' time.

16 April 2019

Transport for the North: Revised Strategic Transport Plan

The Committee received a presentation from representatives of Transport for the North on the revised Strategic Transport Plan, Investment Programme, Central Pennines Corridor and next steps.

Resolved: That;

- i. The report be noted.
- ii. Transport for the North be invited to attend a future meeting of the External Scrutiny Committee following the completion of the trans-pennine road study led by Highways England.

County Councillor Edward Nash
Chair

Meeting of the Full Council - 23 May 2019

Report of the Health Scrutiny Committee Meetings held on 5 February 2019 and 2 April 2019

Chair: County Councillor Peter Britcliffe

The agenda and minutes of the meetings may be viewed on the county council's website via the following link:

[Health Scrutiny Committee](#)

5 February 2019

Lancashire and South Cumbria - Integrated Care System update

The report presented provided an overview of the partnership in Lancashire and South Cumbria working as an Integrated Care System (ICS) which covered five local areas: Central Lancashire, West Lancashire, Pennine Lancashire, Fylde Coast and Morecambe Bay, collectively known as Integrated Care Partnerships (ICP). The report also detailed the early implications from the recent publication of the NHS Long Term Plan.

Resolved: That the Healthier Lancashire and South Cumbria five year local strategy be presented to the Committee at its meeting scheduled on 24 September 2019.

Stroke Programme Update

The report presented provided an update on the current position within Lancashire and South Cumbria and outlined, at a high level, the work which was being progressed and the key decisions which would need to be made during the coming months of the programme.

Resolved: That;

- i. The content of the report be noted.
- ii. The decisions to be made about the Stroke programme by commissioners and providers in the next few months be noted.
- iii. The programme and work going forward be endorsed.

The Appointment of a Joint Health Scrutiny Committee for the Lancashire and South Cumbria Integrated Care System

The Committee considered a proposal to appoint a joint health scrutiny committee for the purpose of considering referrals from the Lancashire and South Cumbria Integrated Care system.

Resolved: That;

- i. The appointment of a joint health scrutiny committee for the purpose of considering referrals from the Lancashire and South Cumbria Integrated Care System be agreed in principal.
- ii. The Health Scrutiny Steering Group be tasked with developing and finalising the terms of reference for the joint health scrutiny committee in collaboration with the other relevant authorities for submission to the Internal Scrutiny Committee, in order to formally agree the appointment at the earliest opportunity.

2 April 2019

Housing with Care and Support Strategy 2018 - 2025

The report presented provided an update on the implementation of the county council's Housing with Care and Support Strategy for 2018 – 2025.

Resolved:

1. The intention to promote the development of more extra care schemes for older adults and flat schemes for younger adults with disabilities be supported.
2. The request for a task and finish group to the Health Scrutiny Steering group to review the Housing with Care and Support Strategy in more detail be considered by the Health Scrutiny Steering Group at its earliest convenience.
3. Noted with concern the discrepancies between planned development compared with the estimated units needed.

Whyndyke Garden Village Healthy New Town

The report presented provided an update on the NHS Healthy New Towns Programme, its inception and up to date position, as well as an overview on the proposed Whyndyke Garden Village Healthy New Town in the Fylde district and the development of Homes for Life Long Living.

Resolved:

1. The achievements made by collaborative working with partners be acknowledged.
2. In order to support Health in All Policies, the Cabinet Member for Health and Wellbeing give consideration to writing to all Lancashire's district councils, except Fylde requesting them to consider:
 - a) Embedding the principles of Home for Life Long Living (adaptable homes standards) into their Local Plans.
 - b) Embedding the ten Healthy Living Principles into future Section 106 Agreements.
 - c) Ensuring that multi-user paths proposed in future developments cover all non-motorised users and also extend to the wider network.

County Councillor Peter Britcliffe
Chair

Meeting of the Full Council - 23 May 2019

Report of the Internal Scrutiny Committee Meeting held on 15 March 2019

Chair: County Councillor David O'Toole

The agenda and minutes of the meeting may be viewed on the County Council's website at the following link:

Internal Scrutiny Committee

15 March 2019

Local Authority Funding and Income Generation Update Report

The report presented an update on the actions taken by officers in response to the Internal Scrutiny Committee task group recommendations for income generation in support of the council achieving financial sustainability.

Resolved:

1. Note the progress detailed in the report.
2. Consider setting up a task and finish group between the Internal Scrutiny Committee and the External Scrutiny Committee looking at a broader remit including low carbon technology and the county council's land and site usage.

'Does Local Government Work for Women' Task and Finish Group Report

The report and recommendations of the 'Does Local Government Work for Women?' task and finish group was presented to the Committee.

Resolved:

- i. Support the recommendations of the Task Group.
- ii. Consider the appropriate mechanism for reviewing the responses to the Task group's recommendations and request a progress report on the implementation of the recommendations after the Full Council meeting on 23 May 2019.

Report of the Budget Scrutiny Review Panel

The report provided an overview of matters presented by the Budget Scrutiny Review Panel at its meetings held on 3 and 29 January 2019.

Resolved:

- i. The Internal Scrutiny Committee note the report of its Budget Scrutiny Review Panel.
- ii. A list of Cabinet Members and officers who attended the Budget Scrutiny Review Panel be circulated to the committee.

County Councillor David O'Toole
Chair

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

The Lancashire Health and Wellbeing Board
(Appendix 'A' refers)

Contact for further information:
Sam Gorton, Tel: (01772) 532471, Democratic Services Officer,
sam.gorton@lancashire.gov.uk

Executive Summary

The report of the Lancashire Health and Wellbeing Board from its meeting held on 19 March 2019 is attached at Appendix 'A'.

The agenda, reports and minutes of the meeting are available to view [here](#).

Members can also contact officers specified in each report for further information about each item.

Recommendation

That the report of the Health and Wellbeing Board, as now presented, be noted.

Local Government (Access to Information) Act 1985
List of Background Papers

| Paper | Date | Contact/Tel |
|-------|------|-------------|
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| None | | |
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Reason for inclusion in Part II, if appropriate

N/A

Meeting of the Full Council - 23 May 2019

Report of the Lancashire Health and Wellbeing Board Meeting held on 19 March 2019

Chair: County Councillor Shaun Turner

The agenda and minutes of the meeting may be viewed on the county council's website site via the following link:

[Lancashire Health and Wellbeing Board](#)

Advanced Integration – Health and Social Care

Better Care Fund Quarter 3 Report

The Board received the Better Care Fund Quarter 3 report which gave an update on the Better Care Fund Metrics and the future of the Better Care Fund/Integration.

Resolved: That the Health and Wellbeing Board:

- i) Noted the performance against the Better Care Fund metrics.
- ii) Noted the ongoing work to review and confirm the role of the Better Care Fund locally and nationally in the context of driving integration forward.
- iii) Requested that the Fylde and Wyre data be clarified and reported back at a future meeting.

Children and Young People's Emotional Wellbeing and Mental Health Programme

The Board were provided with an update which related to the Lancashire Children and Young People's Emotional Wellbeing and Mental Health Transformation Programme which highlighted performance to date, the role of Primary Mental Health Workers and the delivery of Youth Mental Health First Aid Training in schools, the Lancashire 'Emotional Support to Schools' Service and the revised mandate for delivery of the Complimentary Offer across Lancashire and South Cumbria. An update was also received on the funding of mental health provision for children and young people.

Resolved: That the Health and Wellbeing Board noted the report.

Lancashire Special Educational Needs and Disabilities (SEND) Partnership

The Board received an update that, work had continued to progress outstanding and ongoing actions, of which many were now completed. A Special Educational Needs and Disabilities Partnership Improvement Plan would replace the action plan from January 2019 – December 2020.

Resolved: That the Health and Wellbeing Board:

- i) Received the update on progress as presented to the Department for Education and NHS England on 18 December 2018.
- ii) Received and considered the current position on the implementation of the Written Statement of Action.
- iii) Received the Special Educational Needs and Disabilities Improvement Plan at their next meeting noting that this would continue to drive forward improvement over the next two years.

Future Children Safeguarding Board Arrangements; and Update on Activity to Address Key Issues Raised by Current Safeguarding Boards

The Board were presented with a report which was also being presented to the three Lancashire Councils and where necessary, the Executive bodies of the Clinical Commissioning Groups and the Police which set out the recommended option for the replacement of the Local Safeguarding Children's Board to comply with the new area children's safeguarding arrangements.

Resolved: That the Health and Wellbeing Board endorsed the approach being taken in Option One as set out in the report.

West Lancashire Integrated Community Partnership

The Board received an update on the emerging proposals and priorities for integrating health and social care across West Lancashire via the establishment of an Integrated Community Partnership.

Resolved: That the Health and Wellbeing Board:

- i) Endorsed the West Lancashire Integrated Community Partnership's overall approach to health and care integration in West Lancashire on the basis that it would also take into account and ensure delivery of the emerging priorities of the Lancashire and South Cumbria Integrated Care System.
- ii) Agreed any further requirements, aspirations or expectations which it wished to be communicated on behalf of the Health and Wellbeing Board to the West Lancashire Integrated Community Partnership regarding the integration of health and social care.

Lancashire County Council Consultation Update

The Board were informed that the council was currently undertaking a range of public and stakeholder budget consultations, which had potential implications for a number of services commissioned by the council's Public Health and Wellbeing Team.

Resolved: That members of the Health and Wellbeing Board noted the report and participated in the consultations.

Meeting of the Full Council
Meeting to be held on Thursday, 23 May 2019

Report submitted by: Head of Legal and Democratic Services

Part B

Electoral Division affected:
None;

Report of the Lancashire Combined Fire Authority
(Appendices 'A' and 'B' refer)

Contact for further information:

Diane Brooks, Tel: (01772) 866720, Lancashire Fire and Rescue Service,
dianebrooks@lancsfireandrescue.org.uk

Executive Summary

Appendices 'A' and 'B' set out summary reports of the Lancashire Combined Fire Authority following its meetings on 18 February and 29 April 2019. This is now presented to the Full Council for information.

Recommendation

That the report of the Lancashire Combined Fire Authority, as now presented, be noted.

Local Government (Access to Information) Act 1985
List of Background Papers

| Paper | Date | Contact/Tel |
|-------|------|-------------|
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| None | | |
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| Reason for inclusion in Part II, if appropriate | | |
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| N/A | | |
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REPORT OF THE LANCASHIRE COMBINED FIRE AUTHORITY 18TH FEBRUARY 2019

1. COLLABORATION

The Authority noted that the Chairman and Vice-Chairman had met with the Police and Crime Commissioner (PCC) on 22 January 2019 where they received assurance of his intention not to proceed with any changes to the fire governance arrangements at this time. During the meeting the potential for further collaboration was discussed which required further consideration and included: i) the delivery of Police Public Order Training from Service Training Centre – this work had in part already been initiated which had been observed by Home Office officials at a visit the previous week; ii) the potential for the relocation of Service Headquarters to Hutton and iii) the formation of a small Board of 8 with 4 representatives from the Police (2 from the Police and Crime Commissioners Office and 2 from the Constabulary) and 4 from Fire (2 Members and 2 Officers). However, as the Combined Fire Authority (CFA) was the decision-making body, the Chairman was in discussions with the Chief Fire Officer and the Clerk on how this might be constituted.

The Authority remained committed to deliver the best outcomes for the public in Lancashire and the Service continued to work collaboratively with the Police. The Chairman stated his gratitude to all Members of the CFA for their support in maintaining current governance arrangements. He confirmed that he would be thanking all Members of Lancashire County Council (LCC) on behalf of the Authority at the next Full Council meeting and he had already written to MPs and Lancashire Leaders. County Councillor O'Toole acknowledged the cross-party support received from Members of the CFA and LCC colleagues and commended the Chairman for his determination in opposition of the proposal.

2. PAY POLICY STATEMENT FOR 2019/2020

The Director of People and Development presented a report informing the Authority that in accordance with the provisions of the Localism Act 2011 a pay policy statement for 2019/20 had been prepared. The pay policy published data on senior salaries and the structure of the workforce and demonstrated the principles of transparency. The pay policy statement set out the Authority's policies for the financial year relating to: the remuneration of its chief officers; the remuneration of its lowest paid employees; and the relationship between the remuneration of its chief officers and that of other employees who are not chief officers.

The Chairman announced that he had received the Chief Fire Officer's notice of intention to retire with effect from 30 April 2019 and that the appointment of a successor had begun.

3. REVENUE BUDGET 2019/20 - 2023/24

The Authority considered a report of the Treasurer that presented a gross revenue budget requirement for 2019/20 of £56.5m. This allowed for the increase in pay costs arising from forecast pay awards and revised pension contributions all of which was partly offset by the identification of £1.2m of efficiency savings/budget reductions.

The Authority considered council tax options for 2019/20 which met the requirements to deliver a balanced budget and maintain an adequate level of reserves and determined a 2.99% increase (£2.02 per annum) resulting in a council tax of £69.48 for a Band D property.

FRANK DEMOLFETTA
Chairman

LFRS
Fulwood

Appendix B

REPORT OF THE LANCASHIRE COMBINED FIRE AUTHORITY - 29TH APRIL 2019

CHAIRMAN'S WELCOME AND INTRODUCTION

The Chairman and Members of the Combined Fire Authority thanked Mr Kenny, Chief Fire Officer for his leadership and dedication to the Service and the communities of Lancashire; expressing sincere wishes for his retirement at the end of April 2019.

PROPOSED GOVERNANCE ARRANGEMENTS OF THE BLUE LIGHT COLLABORATION PROGRAMME WITH THE POLICE AND CRIME COMMISSIONER

The Clerk and Monitoring Officer to the Authority presented a report that detailed the proposed governance arrangements of the Blue Light Collaboration Programme which outlined the role of the Combined Fire Authority (CFA) and the provision for dealing with input from the Office of the Police and Crime Commissioner whilst ensuring that the CFA retained ultimate decision-making responsibilities. It was agreed that a bi-annual Collaborative Working Group (CWG) with the Office of the Police and Crime Commissioner be held. This would be attended by the Chairman and the Clerk to the Authority on behalf of the CFA, together with the Deputy Chief Fire Officer as strategic lead from Lancashire Fire and Rescue Service and the Deputy Chief Constable on behalf of Lancashire Constabulary. The CWG meeting would provide oversight of the collaboration activity. It would also ensure the relevance to the business of the respective organisations and ensure alignment in the core roles of both organisations. A report of the discussions from the CWG would be made available to the Authority's Planning Committee.

ANNUAL SERVICE PLAN

The Deputy Chief Fire Officer presented this year's Annual Service Plan (updated to be effective from 1 May 2019). The Annual Service Plan continued to provide Lancashire Fire and Rescue Service (LFRS) with the platform to highlight the priority activities that the Service intended to deliver over the coming year. LFRS was leading improvements and innovation in the fire sector with some of the best firefighting equipment and training facilities in the country and a highly skilled and motivated workforce. The year ahead would build on achievements by staying focussed on continuous improvement that made the people of Lancashire safer, particularly the most vulnerable members of our communities. Many priorities were extensive, long-term initiatives that would transform the way we worked and bring lasting benefits. For the first time, this year's Annual Service Plan would be published alongside the Strategic Assessment of Risk. First published in 2016, this document had been refreshed for the 2019/20 year and branded to mirror the 2019/20 Annual Service Plan that it supported by capturing the dynamic picture of risk in Lancashire.

This year's Annual Service Plan was endorsed by the Planning Committee at its meeting held 18 March 2019. As part of an engaging communications strategy a short video had been commissioned, which would summarise the salient aspects of the Annual Service Plan in a succinct format. It was anticipated that the digital format would enable us to engage directly with a larger section of Lancashire's communities. The video was expected to be published on internal medial channels and the external website the following month.

FRANK DEMOLFETTA
Chairman

LFRS
Fulwood

Notices of Motion submitted under Standing Order B36

1. By County Councillor Snowden

Making Lancashire a Leader in Supporting People with Crohns and Colitis

The numbers of people suffering with Crohns and Colitis and other severe bowel and urinary diseases and conditions, such as recovering from cancer surgery, is rising. There are also increasing numbers of young people with the condition, brought to the world's attention by the recent news of a ten year old boy from Kentucky who took his own life after being bullied for having a colostomy bag.

These conditions in themselves are incredibly painful, exhausting and stressful - for many they also pose life threatening and life changing situations and decisions. Yet, on the whole, awareness in the general public about the severity and reality of life for those with these conditions is low, leading to embarrassment and stress for those with the condition and meaning that things such as access to toilets are not seen as a public health priority.

Campaigns such as 'Not every disability is visible' and the 'Can't Wait' card have made headway in raising awareness that not everyone needing access to a disabled toilet has a readily visible disability. But much more needs to be done.

It is proposed that Lancashire becomes a national beacon of best practice in supporting people with Crohns and Colitis and other related conditions by:

- Recognising toilet access, both public and private, as an important public health issue.
- Raising awareness of groups for whom toilet access is a crucial issue and creating a better understanding of the conditions, symptoms and support needed
- Ensuring the county council leads by example as an organisation in its employment practices, awareness raising and support.
- Working with partners to improve toilet access and to identify means to do this through information sharing and digital platforms.
- Developing a pledge with district councils, businesses and the public sector to increase recognition of the 'Can't Wait' card programme and sharing their toilet facilities information on relevant digital platforms.

2. By County Councillor Ali

This Council fully adopts the International Holocaust Remembrance Alliance definition of Anti-Semitism and the definition of Islamophobia by the All Party Parliamentary Group.

3. By County Councillor Dowding

Retain the Current Safety Thresholds for Seismic Activity for Shale Gas Operations

Lancashire County Council notes:

- (i) The first high volume high pressure hydraulic fracturing to take place in the UK at Preese Hall in 2011 caused many earthquakes, the largest being magnitude 1.5 and 2.3 which resulted in a deformed well casing. The British Geological Society reported that 58 earthquakes were detected in the time period between 31 March and 30 August 2011 which led to the fracking process being stopped.
- (ii) The risks of seismic activity induced by fracking are of additional concern to the people of Lancashire as earth tremors greatly exacerbate the health and environmental risks associated with shale gas exploration, testing and extraction. Seismic activity deep underground threatens the 'integrity' of the well, and thus could increase the risk of leakage of gas into the subsurface and potentially into the water supply.
- (iii) Lancashire's geology is far more complex to those areas in the US where fracking industry has established itself, and the UK is far more densely populated.
- (iv) That the fracking industry willingly agreed to seismic thresholds known as the Traffic Light System in 2012 to reassure government and communities, following the moratorium, that the fracking process would be safe, and did not once query it in all that time. The threshold of seismic activity at which fracking must be paused of 0.5ML was set to ensure safety of the local population.
- (v) That fracking at Preston New Road induced 57 seismic events in the two months from October 2018, starting almost immediately after the first frack. In line with the government's Traffic Light System, Cuadrilla stopped work five times between mid-October and mid-December. The most powerful tremors measured 1.1ML and 1.5ML and were felt near the site.
- (vi) The shale gas industry, and in particular Cuadrilla, who operate in Lancashire, are now calling for the Traffic Light System to be weakened in their favour at the expense of public health and safety. There is no evidence to support a relaxation of the seismic limit. Cuadrilla previously wanted the red light threshold raised to 2ML – but when they proposed a limit of 1.7ML in 2012, this was dismissed as “undesirably high”. Based on Cuadrilla's operations since October it is abundantly evident that the science based limits which the industry helped put in place in 2012 have done their job effectively to protect local communities.
- (vii) That in a public opinion survey in February 2019, 54% of people opposed any change to fracking earthquake regulations, and only 24% supported a change.

Lancashire County Council welcomes the fact that to date the Government has confirmed it has no plans to change the Traffic Light System of seismic thresholds for the fracking industry.

Lancashire County Council resolves to write to the Energy Minister and the Prime Minister welcoming the Government's resolve not to change the thresholds to date and asking them not to bow to pressure from the fracking industry at any stage in the future, and to continue to prioritise public health and safety; and to write to Lancashire's MPs about the Council's position.