

## **Minutes**

At a meeting of the Full Council held at Council Chamber, County Hall, Preston, on Thursday, 13th December, 2018

### **Present:**

County Councillor Anne Cheetham (Chairman)

### **County Councillors**

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

### **1. Apologies and Announcements**

Apologies for absence were presented on behalf of County Councillors Munsif Dad, Paul Greenall, Andrea Kay, Sobia Malik, Jean Parr, and Jenny Purcell.

## Announcements

### *Deaths*

The Chairman reported the recent sad death of former County Councillor David Watts, who passed away on 17 November 2018.

The Council stood in silent tribute.

### *Recognitions*

- Services for Adults with Disabilities

The County Council is now in a position where its full range of registered care services run for adults with disabilities are all now rated either 'Good' or 'Outstanding', well above the national England average of around 80% in these categories and nearer to 75% in the North West and in Lancashire.

Nicola Clear, Head of Disability Services; Julia Allen, County Manager, Disability Service; Julie Ray, Disability Officer; and Kellie Anne Buczynski, Disability Officer were present at Full Council and were congratulated on this achievement.

- Lancashire Archives Volunteering

Ancestors at Sea - the Lancashire Archives Crew List Project was the winner of the National Archive Volunteering Award for 2018.

Jacque Crosby, Archives Service Manager; Alison Ferguson, Archive Assistant; Nigel Barker, Volunteer; Sue Bromley, Volunteer and Stephen Benson, Volunteer (and President of the National Federation of Family History Societies) were present at Full Council and were congratulated on this achievement.

- Coroner's Support Service

Janet Mather, Coroner's Service Support Manager, was a finalist in the leadership excellence category of the Guardian Public Service Awards 2018.

Janet Mather, Coroner's Service Support Manager; and Dr James Adeley, HM Senior Coroner, Lancashire and Blackburn with Darwen, were present at Full Council and Janet Mather was congratulated on this achievement.

- Rossendale Youth Council

At the invitation of the Chairman, County Councillor Phillippa Williamson, Lead Member for Young People, informed Full Council of the recent 'Diana Award', in memory of the late Diana, Princess of Wales, presented to Rossendale Youth Council. Members of the Youth Council were unable to be present but had been presented with medals by the Leader of the County Council at a recent meeting of the Cabinet/Youth Council. Full Council congratulated the Youth Council on this achievement.

## 2. Disclosure of Pecuniary and Non-Pecuniary Interests

Name of Councillor	Agenda Item Number	Nature of Interest (non-pecuniary unless stated)
Margaret Pattison	NoM 1	Member of Development Control Committee
Kevin Ellard	NoM 1	Member of Development Control Committee
Carl Crompton	NoM 1	Member of Development Control Committee
Bernard Dawson	NoM 1	Member of Development Control Committee
Lorraine Beavers	5	Named in report
Nikki Hennessy	5	Named in report
Jenny Mein	NoM 1	Member of Development Control Committee
Azhar Ali	5	Named in report

## 3. Question Time

County Councillor Barrie Yates asked his question regarding the re-opening of libraries and the Cabinet Member for Community and Cultural Services replied.

In respect of Question 2, the Chairman advised Full Council that the question had been withdrawn.

## 4. Confirmation of the Minutes from the Meeting held on 18 October 2018

**Resolved:** - That the minutes of the meeting of Full Council held on 18 October 2018 be confirmed and signed by the Chairman.

## 5. Report of the Audit, Risk and Governance Committee (Part A)

County Councillor Alan Schofield presented a report setting out the conclusions of the independent auditor on the Neighbourhood Wellbeing Initiative Grants and in doing so moved that Full Council:

"Recognises that there was an alarming breakdown in the proper mechanisms for controlling the county council's expenditure and that the report by the independent auditors demonstrates what can happen if a county councillor adopts the roles of officers and those officers charged with the responsibility of ensuring financial probity at all time are then then unable to carry out their responsibilities effectively".

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 (41)

A Atkinson	J Cooney	J Marsh	M Salter	A Vincent
P Britcliffe	G Driver	S Morris	A Schofield	C Wakeford
I Brown	J Eaton	E Nash	J Shedwick	G Wilkins
P Buckley	C Edwards	D O'Toole	D Smith	P Williamson
J Burrows	D Foxcroft	M Perks	A Snowden	B Yates
S Charles	A Gardiner	E Pope	D Stansfield	
A Cheetham	G Gooch	J Rear	P Steen	
S Clarke	M Green	P Rigby	C Towneley	
A Clempson	K Iddon	A Riggott	S Turner	

Against (26)

T Aldridge	C Crompton	N Hennessy	J Mein	K Snape
A Ali	B Dawson	S Holgate	J Molineux	M Tomlinson
L Beavers	F De Molfetta	M Iqbal	Y Motala	
J Berry	K Ellard	H Khan	G Oliver	
L Collinge	J Fillis	E Lewis	M Parkinson	
L Cox	J Gibson	T Martin	M Pattison	

Abstain (8)

G Dowding	A Hosker	L Oades	J Sumner
P Hayhurst	D Howarth	J Potter	D Whipp

The motion was therefore CARRIED, and it was:

**Resolved:** - to recognise that there was an alarming breakdown in the proper mechanisms for controlling the county council's expenditure and that the report by the independent auditors demonstrates what can happen if a county councillor adopts the roles of officers and those officers charged with the responsibility of ensuring financial probity at all time are then unable to carry out their responsibilities effectively.

## 6. Report of the Political Governance Working Group

County Councillor David O'Toole moved a report setting out the recommendations of the Political Governance Working Group.

The following amendment was proposed by County Councillor Azhar Ali, seconded by County Councillor Lizzi Collinge:

- (i) Approve the following changes proposed by the Political Governance Working Group to the Constitution:

- (a) Full Council to start at 1pm
  - (b) A new standing order B36(6) to limit an individual County Councillor to submitting one notice of motion per meeting.
- (ii) Ask the Chief Executive to write to the Local Government Association inviting them to undertake a peer review of the Council's political governance.
  - (iii) Authorise the Director of Corporate Service to make any consequential changes to other parts of the constitution arising from these changes.

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 (35)

T Aldridge	B Dawson	N Hennessy	T Martin	M Pattison
A Ali	F De Molfetta	S Holgate	J Mein	J Potter
L Beavers	G Dowding	A Hosker	J Molineux	P Rigby
J Berry	K Ellard	D Howarth	Y Motala	K Snape
L Collinge	J Fillis	M Iqbal	L Oades	J Sumner
L Cox	J Gibson	H Khan	G Oliver	M Tomlinson
C Crompton	P Hayhurst	E Lewis	M Parkinson	D Whipp

Against (41)

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

The amendment was therefore LOST.

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

Delete Standing Order B38(3) and remove the time limits on debating resolutions.

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

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

Add a new clause within the constitution to create the right for members of the public and county councillors to present petitions at County Council Committee and Cabinet meetings.

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

The following amendment was proposed by County Councillor John Potter, seconded by County Councillor Gina Dowding:

Include a clause within the constitution enshrining the right of all county councillors to speak to agenda items at meetings of the Cabinet.

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: - To:**

- (i) Approve the changes proposed by the Political Governance Working Group to the Constitution, as set out in the report, now presented.
- (ii) Authorise the Director of Corporate Services to make any consequential changes to other parts of the Constitution arising from these changes.

## **7. Urgent Business**

There was no urgent business to be considered.

## **8. Report of the Cabinet (Part B)**

County Councillor Geoff Driver moved the report of the Cabinet from its meetings on 11 October 2018 and 8 November 2018.

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

## **9. Report of County Council Committees**

### **9(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 29 October 2018.

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

### **9(b) The Employment Committee**

County Councillor Geoff Driver moved the report of the Employment Committee from its meetings on 23 October 2018 and 12 November 2018.

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

### **9(c) 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 - 10 October 2018

External Scrutiny Committee - 16 October 2018

Health Scrutiny Committee - 6 November 2018

Internal Scrutiny Committee - 16 November 2018

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

### **9(d) The Lancashire Health and Wellbeing Board**

County Councillor Shaun Turner moved the report of the Lancashire Health and Wellbeing Board from its meeting on 20 November 2018.

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

## **10. Notices of Motion**

### **1. It was moved by County Councillor John Fillis and seconded by County Councillor Julie Gibson that:**

Suspend Fracking in Lancashire

Following the earthquakes being identified around the Fracking site on Preston New Road, we call upon the Chief Executive and Director of Resources to write to the Prime Minister on behalf of Lancashire County Council requesting that:

- (i) Fracking on the Preston New Road site is suspended by order of the government.
- (ii) An independent inquiry investigates the earthquakes being recorded within the local area.
- (iii) Fracking is suspended in Lancashire until the independent inquiry publishes its findings.

The following amendment was proposed by County Councillor Michael Green and seconded by County Councillor Aidy Riggott:

Following the micro seismic events that have been detected around the Fracking site on Preston New Road, council expresses its appreciation for the highly detailed and professional monitoring of the exploration at Preston New Road by our officers and a number of specialist bodies that have made it the most closely supervised in Europe.

Council therefore requests the Chief Executive and Director of Resources to write to the Secretary of State requesting that the drilling company and the monitoring agencies continue all efforts to ensure the safety of everyone and to close down operations immediately should any part of the operation become unsafe.

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 amendment and those who abstained are set out below:

For (40)

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

Against (34)

T Aldridge	B Dawson	N Hennessy	T Martin	M Pattison
A Ali	F De Molfetta	S Holgate	J Mein	J Potter
L Beavers	G Dowding	A Hosker	J Molineux	K Snape
J Berry	K Ellard	D Howarth	Y Motala	J Sumner
L Collinge	J Fillis	M Iqbal	L Oades	M Tomlinson
L Cox	J Gibson	H Khan	G Oliver	D Whipp
C Crompton	P Hayhurst	E Lewis	M Parkinson	

The amendment was therefore CARRIED and became the substantive motion. 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 (38)

T Ashton	S Clarke	K Iddon	P Rigby	C Towneley
A Atkinson	A Clempson	J Marsh	A Riggott	S Turner
P Britcliffe	J Cooney	S Morris	M Salter	A Vincent
I Brown	G Driver	E Nash	J Shedwick	C Wakeford
P Buckley	C Edwards	D O'Toole	D Smith	G Wilkins

J Burrows	A Gardiner	M Perks	A Snowden	P Williamson
S Charles	G Gooch	E Pope	D Stansfield	
A Cheetham	M Green	J Rear	P Steen	

Against (31)

T Aldridge	F De Molfetta	S Holgate	J Mein	K Snape
A Ali	G Dowding	A Hosker	J Molineux	M Tomlinson
L Beavers	K Ellard	D Howarth	Y Motala	D Whipp
J Berry	J Fillis	M Iqbal	L Oades	
L Collinge	J Gibson	H Khan	G Oliver	
L Cox	P Hayhurst	E Lewis	M Parkinson	
B Dawson	N Hennessy	T Martin	J Potter	

Abstain (5)

C Crompton	D Foxcroft	B Yates
J Eaton	M Pattison	

The motion was CARRIED and it was therefore:

**Resolved: - That:**

Following the micro seismic events that have been detected around the Fracking site on Preston New Road, council expresses its appreciation for the highly detailed and professional monitoring of the exploration at Preston New Road by our officers and a number of specialist bodies that have made it the most closely supervised in Europe.

Council therefore requests the Chief Executive and Director of Resources to write to the Secretary of State requesting that the drilling company and the monitoring agencies continue all efforts to ensure the safety of everyone and to close down operations immediately should any part of the operation become unsafe.

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 amendment and those who abstained are set out below:

**2. It was moved by County Councillor Ed Nash and seconded by County Councillor Tim Ashton that:**

Lancashire County Council believes in the absolute right of all citizens to peaceful and lawful protest.

However, recent unlawful protest actions carried out at Preston New Road in Fylde that have resulted in obstruction to the highway and significant disruption to traffic and the lawful business of residents give cause for concern.

In particular disquiet has been voiced that Lancashire Police are slow to remove obstructions to ensure the free flow of traffic and to remove those acting unlawfully.

In addition, Council notes that the Police action has so far cost over £3million and that this impacts negatively on the Police budget and thereby frontline policing in Lancashire.

This Council therefore:

- (i) Calls on the Chief Constable of Lancashire to ensure that adequate provision is made and necessary measures taken to minimise disruption.
- (ii) Requests that the Chief Executive writes to the Home Secretary to express this concern and requests that police action at this, and other similar protests, are funded by Central Government.

The following amendment was proposed by County Councillor Gina Dowding which was accepted as a friendly amendment by Councillor Ed Nash in accordance with Standing Order B42:

Lancashire County Council believes in the absolute right of all citizens to peaceful and lawful protest.

However, recent unlawful protest actions carried out at Preston New Road in Fylde that have resulted in obstruction to the highway and significant disruption to traffic and the lawful business of residents give cause for concern.

In particular disquiet has been voiced that Lancashire Police are slow to remove obstructions to ensure that free flow of traffic and to remove those acting unlawfully.

In addition, Council notes that the Police action has so far cost over £7million and that this impacts negatively on the Police budget and thereby frontline policing in Lancashire.

This Council therefore:

- (i) Calls on the Chief Constable of Lancashire to ensure that adequate provision is made and necessary measures taken to minimise disruption.
- (ii) Calls on the Chief Constable to ensure all police officers attending any protests are adequately and properly trained to give utmost priority to the health and safety of the public, protestors, and police officers themselves at all times.
- (iii) Requests that the Chief Executive writes to the Home Secretary to express this concern and requests that police action at this, and other similar protests, are funded by Central Government.

The following amendment was proposed by County Councillor Azhar Ali and seconded by County Councillor John Fillis:

Lancashire County Council believes in the absolute right of all citizens to peaceful and lawful protest.

However, recent unlawful protest actions carried out at Preston New Road in Fylde that have resulted in obstruction to the highway and significant disruption to traffic and the lawful business of residents give cause for concern.

In addition, Council notes that the Police action has so far cost over £7million and that this impacts negatively on the Police budget and thereby frontline policing in Lancashire.

This Council therefore:

- (i) Calls on the Chief Constable of Lancashire to ensure that adequate provision is made and necessary measures taken to minimise disruption.
- (ii) Requests that the Chief Executive writes to the Home Secretary Sajid Javid MP and the Prime Minister Theresa May MP to ask for a fairer funding deal for Lancashire Police in light of the government cuts which have led to over 800 police officers being lost off the streets of Lancashire and for the full costs of Policing 'fracking' sites to be covered by central government.

Following a period of debate, County Councillor Azhar Ali withdrew his amendment.

The substantive motion, as amended by County Councillor Gina Dowding's friendly amendment, was then put to the vote and was CARRIED. It was therefore:

**Resolved:** - That:

Lancashire County Council believes in the absolute right of all citizens to peaceful and lawful protest.

However, recent unlawful protest actions carried out at Preston New Road in Fylde that have resulted in obstruction to the highway and significant disruption to traffic and the lawful business of residents give cause for concern.

In particular disquiet has been voiced that Lancashire Police are slow to remove obstructions to ensure that free flow of traffic and to remove those acting unlawfully.

In addition, Council notes that the Police action has so far cost over £7million and that this impacts negatively on the Police budget and thereby frontline policing in Lancashire.

This Council therefore:

- (i) Calls on the Chief Constable of Lancashire to ensure that adequate provision is made and necessary measures taken to minimise disruption.

- (ii) Calls on the Chief Constable to ensure all police officers attending any protests are adequately and properly trained to give utmost priority to the health and safety of the public, protestors, and police officers themselves at all times.
- (iii) Requests that the Chief Executive writes to the Home Secretary to express this concern and requests that police action at this, and other similar protests, are funded by Central Government.

**3. It was moved by County Councillor Gina Dowding and seconded by County Councillor John Potter that:**

In light of the wide-ranging opinions expressed about the Brexit deal achieved by the Prime Minister, and the far-reaching and long-term effects on the residents, communities, businesses and public sector organisations within Lancashire, Council resolves:

- To undertake and publish as quickly as possible a Brexit Impact Assessment of the current deal on the economy, environment, and health of individuals and communities in Lancashire.
- To write to Lancashire's MPs and the Brexit Secretary asking them to support proposals to give the people of Lancashire a final say on whether to accept or reject the deal.

The following amendment was proposed by County Councillor Julie Gibson and seconded by County Councillor John Fillis:

In light of the wide-ranging opinions expressed about the Brexit deal achieved by the Prime Minister, and the far-reaching and long-term effects on the residents, communities, businesses and public sector organisations within Lancashire, Council resolves:

- To establish a cross-party Cabinet Working Group, chaired by the Cabinet Member for Economic Development, Environment and Planning. This group will facilitate the development of a support strategy for Lancashire Businesses in their efforts to export and import to the EU, and internationally, in preparation for life after Brexit.

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

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

Angie Ridgwell  
Chief Executive and Director  
of Resources

County Hall  
Preston