

## **Minutes**

At a meeting of the Full Council held at Council Chamber, County Hall, Preston,  
on Thursday, 23rd May, 2019

### **Present:**

County Councillor Anne Cheetham (Chairman)

### **County Councillors**

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

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

Apologies for absence were presented on behalf of County Councillors Erica Lewis, Mark Perks, Shaun Turner and Barrie Yates.

## Announcements

The Chairman welcomed County Councillor Jenny Purcell following her recent illness.

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

Name of Councillor	Agenda Item Number	Nature of Interest (non-pecuniary unless stated)
David O'Toole	NoM 3	Member, West Lancashire Borough Council Planning Committee
Stephen Clarke	NoM 3	Development Control Committee Member
Andrea Kay	NoM 3	Development Control Committee Member
David Foxcroft	NoM 3	Development Control Committee Member
Paul Rigby	NoM 3	Development Control Committee Member (Pecuniary)
James Eaton	NoM 3	Development Control Committee Member

### 3. Election of Chairman

County Councillor Anne Cheetham, the retiring Chairman of the County Council, presided for this item.

It was moved by County Councillor Peter Buckley, and seconded by County Councillor Ed Nash, that County Councillor Paul Rigby be elected Chairman of the County Council.

There being no other nominations, it was:

**Resolved:** - That County Councillor Paul Rigby be elected Chairman of the County Council until the Annual General Meeting of the Full Council in 2020.

County Councillor Rigby then took the Chair and made his Declaration of Acceptance of Office.

### 4. Appointment of Vice-Chairman

It was moved by County Councillor Albert Atkinson, and seconded by County Councillor Andrea Kay, that County Councillor Susie Charles be elected Vice-Chairman of the County Council.

There being no other nominations, it was:

**Resolved:** - That County Councillor Susie Charles be elected Vice-Chairman of the County Council until the Annual General Meeting of the Full Council in 2020.

County Councillor Charles then made her Declaration of Acceptance of Office.

At this point, the Chairman informed Full Council that he had agreed to suspend Standing Order B45(3) to allow County Councillor Jenny Purcell's votes to be counted whilst not in her designated seat.

## **5. Cabinet and Lead Member Appointments**

In moving a report on Cabinet and Lead Member appointments, County Councillor Geoff Driver announced the following changes, effective immediately:

- The appointment of County Councillor Keith Iddon as Deputy Leader of the County Council (in addition to Cabinet Member for Highways and Transport).
- The appointment of County Councillor Albert Atkinson as Cabinet Member for Technical Services, Rural Affairs and Waste Management.
- The appointment of County Councillor Phillippa Williamson as Cabinet Member for Children, Young People and Schools.
- The appointment of County Councillor Jayne Rear as Lead Member for Young People.
- The appointment of County Councillor David Foxcroft as Champion for Young People.
- Changes to the scheme of delegation to Cabinet Members.

**Resolved:** - That:

- (i) The changes to membership of the Cabinet, portfolios and Lead Member and Champion appointments, now presented, be noted.
- (ii) The Director of Corporate Services be authorised to make any consequential changes to the county council's Constitution.

## **6. Question Time**

County Councillors Kim Snape and Nikki Hennessy asked their respective questions as follows:

<b>No.</b>	<b>Question From</b>	<b>Subject</b>	<b>For Answer by</b>
1.	County Councillor Kim Snape	Adlington Rail Service	Deputy Leader and Cabinet Member for Highways and Transport
2.	County Councillor Nikki Hennessy	Sugar Tax	Leader of the County Council

County Councillor Keith Iddon, Deputy Leader and Cabinet Member for Highways and Transport, and County Councillor Geoff Driver, Leader of the County Council, respectively replied.

**7. Confirmation of the Minutes from the Meeting held on 28 February 2019**

**Resolved:** - That the minutes of the meeting held on 28 February 2019 be confirmed and signed by the Chairman.

**8. Non-Attendance of County Councillor**

As County Councillor Jenny Purcell was present at the meeting, this item was withdrawn.

**9. Constitution of the County Council 2019/20**

County Councillor David O'Toole moved a report setting out proposals for the approval of the Constitution for 2019/20 and proposals for amendments in relation to Notices of Motion and language and behaviour.

County Councillor Geoff Driver moved the following addition, seconded by County Councillor O'Toole:

- vi. "Approve that the Corporate Complaints Committee be disestablished with immediate effect.

On being put to the vote, the motion was CARRIED and it was:

**Resolved:** - That:

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

## **10. Membership of Committees and Related Appointments for 2019/20**

County Councillor Geoff Driver moved a report setting out details of membership of committees and related appointments for 2019/20.

**Resolved:** - That:

- (i) The Constitution and membership of the committees of the county council for 2019/20 as set out at a) in the report, now presented, be approved;
- (ii) The appointment of Chairs and Deputy Chairs of those committees for 2019/20 as set out at b) in the report, now presented, and as follows, be approved:

<b>Committee</b>	<b>Chair</b>	<b>Deputy</b>
Urgency Committee	G Driver	K Iddon

### **Overview and Scrutiny**

Internal Scrutiny	D O'Toole	M Salter
External Services Scrutiny	E Nash	D Stansfield
Children's Services Scrutiny	A Kay	N Hennessy
Health Scrutiny	P Britcliffe	S Morris
Education Scrutiny	C Wakeford	M Dad

### **Other Committees**

Development Control	B Yates	P Rigby
Regulatory	J Eaton	M Barron
Audit, Risk and Governance	A Schofield	E Nash
Pension Fund	E Pope	A Schofield
Student Support Appeals	C Wakeford	
Employment	G Driver	K Iddon
Conduct	A Atkinson	P Buckley
Health and Wellbeing Board	S Turner	<i>Non CC Chair (D Gizzi)</i>

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

County Councillor Keith Iddon moved a report asking Full Council to approve the appointment of one County Councillor to serve on the Police and Crime Panel for Lancashire until the Annual Meeting of Full Council in 2020.

County Councillor Iddon proposed County Councillor Geoff Driver be appointed as the county council's representative, seconded by County Councillor Andrew Gardiner.

**Resolved:** - That County Councillor Geoff Driver be appointed to serve on the Police and Crime Panel for Lancashire until the Annual Meeting of Full Council in 2020.

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

County Councillor Geoff Driver moved a report asking Full Council to approve the appointment of 19 members to serve on the Lancashire Combined Fire Authority until the Annual Meeting of Full Council in 2020 on the basis of 10 Conservative members, 7 Labour members, 1 Liberal Democrat member and 1 Independent member.

**Resolved:** - That:

The following Members be appointed to serve on the Lancashire Combined Fire Authority until the annual meeting of Full Council in 2020:

<u>Conservative (10)</u>	<u>Labour (7)</u>	<u>Liberal Democrat (1)</u>	<u>Independent (1)</u>
P Britcliffe	J Fillis	D Howarth	E Oades
I Brown	N Hennessy		
S Clarke	S Holgate		
J Eaton	H Khan		
A Kay	T Martin		
D O'Toole	F De Molfetta		
M Perks	M Parkinson		
J Shedwick			
D Stansfield			
G Wilkins			

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

County Councillor Geoff Driver moved a report asking Full Council to approve the appointment of members to serve on Transport for the North and Transport for the North Scrutiny Committee.

**Resolved:** - That:

The following Members be appointed to serve on Transport for the North and Transport for the North Scrutiny Committee until the annual meeting of Full Council in 2020:

Transport for the North



## **15. Urgent Business**

There was no urgent business to be considered.

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

County Councillor Geoff Driver moved the report of the Cabinet from its meetings on 7 March and 11 April 2019.

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

### **17(a) The Urgency Committee**

County Councillor Geoff Driver moved the report of the Urgency Committee setting out details of a decision taken by the Monitoring Officer under the county council's urgent business procedure on behalf of the Urgency Committee.

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

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

County Councillor Geoff Driver moved the report of the Employment Committee from its meeting on 11 March 2019.

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

### **17(c) The Pension Fund Committee**

County Councillor Eddie Pope moved the report of the Pension Fund Committee from its meeting on 29 March 2019.

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

### **17(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 - 27 February and 10 April 2019

Education Scrutiny Committee - 6 February and 26 March 2019

External Scrutiny Committee - 5 March and 16 April 2019

Health Scrutiny Committee - 5 February and 2 April 2019

Internal Scrutiny Committee - 15 March 2019

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



### **17(e) The Lancashire Health and Wellbeing Board**

County Councillor Geoff Driver moved the report of the Lancashire Health and Wellbeing Board from its meeting on 19 March 2019.

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

### **18. Report of the Lancashire Combined Fire Authority**

County Councillor Frank De Molfetta moved the report of the Lancashire Combined Fire Authority from its meetings held on 18 February and 29 April 2019.

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

### **19. To consider Notices of Motion Submitted under Standing Order B36**

#### **1. It was moved by County Councillor Andrew Snowden and seconded by County Councillor Kim Snape that:**

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.

On being put to the vote, the motion was CARRIED and it was:

**Resolved:** - That:

#### 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.

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- 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.

**1. It was moved by County Councillor Azhar Ali and seconded by County Councillor Tony Martin that:**

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

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

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 (29)

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

Against (41)

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

Abstain (7)

G Dowding	P Hayhurst	L Oades	D Whipp
P Greenall	D Howarth	J Sumner	

The Chairman declared a pecuniary interest in the following Notice of Motion and vacated the Chair. County Councillor Susie Charles, Vice-Chairman, assumed the Chair for consideration of the Notice of Motion.

Prior to the next Notice of Motion being moved, the Vice-Chairman invited the Monitoring Officer to advise Full Council on potential implications of the motion.

## 2. It was moved by County Councillor Gina Dowding that:

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 2M<sub>L</sub> – but when they proposed a limit of 1.7M<sub>L</sub> 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.

In moving the motion, County Councillor Dowding advised that she wished to delete the wording in the final paragraph shown in italics.

County Councillor Geoff Driver moved, and County Councillor Keith Iddon seconded, that, in accordance with procedural Standing Order 44(1)(c), the debate be adjourned.

The Vice-Chairman considered that the item had not been sufficiently discussed and could not reasonably be so discussed on that occasion, and therefore, in accordance with Standing Order 44(4), put the procedural motion to the vote.

On being put to the vote, the motion was CARRIED and it was:

**Resolved:** - That:

The debate be adjourned.

Angie Ridgwell  
Chief Executive and Director  
of Resources

County Hall  
Preston