

Mayor Making Ceremony and Annual Council Meeting Agenda

Date: Wednesday, 22nd May, 2019
Time: 11.00 am
Venue: The Tenants' Hall, Tatton Park, Knutsford WA16 6QN

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. **Prayers**

2. **Apologies for Absence**

3. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any disclosable pecuniary and non-pecuniary interests in any item on the agenda for the morning session of the meeting.

4. **Election of Mayor 2019/20**

To elect a Mayor for 2019/20, who will also act as Chairman of the Council.

5. **Appointment of Deputy Mayor 2019/20**

To appoint a Deputy Mayor for 2019/20, who will also act as Vice-Chairman of the Council.

6. **Vote of Thanks to Retiring Mayor**

7. **Mayor's Announcements**

To receive such announcements as may be made by the Mayor.

Adjournment for Lunch and Reconvening of Meeting at 1.45pm (Approximate timing)

8. **Apologies for absence**

To receive any further apologies for absence.

9. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any disclosable pecuniary and non-pecuniary interests in any item on the agenda for the afternoon session of the meeting.

10. **Minutes of Previous meeting** (Pages 3 - 26)

To approve as a correct record the minutes of the meeting of Council held on 21 February 2019 and the special meeting of Council held on 5 March 2019.

11. **Election of Leader of the Council** (Pages 27 - 30)

To elect a Leader of the Council.

12. **Political Representation on the Council's Committees** (Pages 31 - 34)

To determine the political representation on the Council's Committees and to appoint those Committees. (Appendix to be circulated).

13. **Allocations to the Office of Chairman and Vice Chairman** (Pages 35 - 38)

To allocate to the Council's political groups, Chairmanships and Vice Chairmanships of the Council's decision making and other bodies.

14. **Appointments to Adoption Panel and Fostering Panel** (Pages 39 - 42)

To approve the appointments to these Statutory panels.

15. **Appointments to the Cheshire Police and Crime Panel and the Cheshire Fire Authority** (Pages 43 - 46)

To make appointments to the Cheshire Police and Crime Panel and the Cheshire Fire Authority.

16. **Report for Information: Interim Appointment of Director of Governance and Compliance (incorporating the Statutory Monitoring Officer role** (Pages 47 - 52)

To note the urgent decision, as outlined in Section 3 and 4 of the report, and the decision by Staffing Committee.

17. **Appointment of Director of Governance and Compliance (incorporating the Statutory Monitoring Officer role)** (Pages 53 - 56)

18. **Notices of Motion** (Pages 57 - 58)

To consider the attached Notices of Motion that have been received in accordance with paragraph 1.34 of the Council Procedure Rules.

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Council**
held on Thursday, 21st February, 2019 at The Ballroom, Sandbach Town Hall,
High Street, Sandbach, CW11 1AX

PRESENT

Councillor L Smetham (Mayor/Chairman)
Councillor L Durham (Deputy Mayor/Vice-Chairman)

Councillors C Andrew, A Arnold, D Bailey, Rachel Bailey, Rhoda Bailey, G Baggott, G Barton, P Bates, G Baxendale, M Beanland, D Bebbington, J Bratherton, S Brookfield, E Brooks, D Brown, C Browne, B Burkhill, P Butterill, J Clowes, S Corcoran, H Davenport, S Davies, M Deakin, T Dean, B Dooley, S Edgar, I Faseyi, J P Findlow, R Fletcher, D Flude, H Gaddum, S Gardiner, M Grant, C Green, P Groves, A Harewood, G Hayes, S Hogben, D Hough, O Hunter, J Jackson, L Jeuda, A Kolker, D Mahon, N Mannion, A Martin, R Menlove, G Merry, A Moran, B Moran, J Nicholas, M Parsons, S Pochin, J Rhodes, B Roberts, J Saunders, M Sewart, M Simon, D Stockton, A Stott, B Walmsley, G M Walton, L Wardlaw, M J Weatherill, G Williams and J Wray

Apologies

Councillors S Carter, C Chapman, T Fox, L Gilbert, M Hardy, J Macrae, D Marren, S McGrory, G Wait and M Warren

52 PRAYERS

The Mayor's Chaplain said prayers, at the request of the Mayor.

53 DECLARATIONS OF INTEREST

The Mayor advised Members that they did not have to declare an interest as a Council Tax payer, or as a member of a parish council, on the item of business relating to the Council Tax, as there was a dispensation in place which removed this requirement.

With reference to item 13 – Election of Mayor and Deputy Mayor for the 2019/20 Civic Year, Cllr Liz Durham declared a non pecuniary interest as being the person to be designated as Mayor and it was noted that she would leave the Chamber during consideration of this matter.

The Leader of the Council declared that she was a member of the Cheshire and Warrington LEP.

54 MINUTES OF PREVIOUS MEETING**RESOLVED**

That the minutes be approved as a correct record, subject to an amendment to minute 51 to state that the question from Cllr A Moran related to car parking charges in Crewe and Nantwich and an amendment to minute 50 – Notices of Motion, to state that motions 4,5 and 6 would stand referred to a special meeting of Council.

55 **MAYOR'S ANNOUNCEMENTS**

The Mayor:-

1. Announced, with sadness, that over recent months four of the Council's Honorary Aldermen had passed away. Since the last Council meeting she had represented the Council at the funerals of Andrew Thwaite, Michael Roberts and Kathleen Thompson. In the previous week the Council had been notified of the sad death of Honorary Alderman Ray Westwood, whose funeral was taking place on the day of the Council meeting and her Consort was, representing her at the funeral. She stated that she was sure that a number of Members would have attended the funeral had it not clashed with the Council meeting. The Leader of the Council, Cllrs Steve Hogben, Arthur Moran and Rod Fletcher said a few words of tribute, on behalf of their respective groups; following which a minute's silence was observed and Council stood as a mark of respect to those Aldermen who had passed away.
2. Reported that, since the last Council meeting, she and the Deputy Mayor had represented the Council at 26 events, details of which had been circulated around the Chamber.
3. Reported that, in the run up to Christmas, she had had the pleasure of attending a number of very enjoyable festive events, including a number of pantomimes and the beautifully decorated Hall at Tatton. She also congratulated Tatton Park who had been highly commended for best in education at the recent National Farm Attractions Network annual awards in Edinburgh.
4. Reported that it had been her pleasure, earlier in the month, to attend the Best Kept Station Awards evening and congratulated Alsager Station for their success in being named Cheshire's Best Kept Station. She also congratulated Chelford, Crewe, Goostrey, Handforth, Knutsford and Sandbach stations, who had also won awards.
5. Referred to the impact of knife crime on society and reported that, over the last couple of months, it had been her privilege to have attended two events organised by Queensberry Alternative Provision, an organisation who were doing a wonderful job to educate young people on the impact of knife crime. She congratulated them on the work that they were doing and encouraged all Members to attend one of their events, should they have the opportunity to do so.

6. Referred to the Holocaust Memorial Day service, which had taken place at Macclesfield Town Hall on Friday 25th January. The event had been very well attended and there had been a very moving personal testimony from Danny Herman, who at the age of four had been brought out of Germany on one of the last trains to leave before the start of the War. There had also been a wonderful performance from a children's choir from the North Cheshire Jewish Primary School.
7. Announced that, on 10th March, she would be holding a charity Sunday lunch at the Swettenham Arms. Some Members had already purchased tickets and she encouraged those who had not to consider attending. Money would be raised for her two very deserving charities.
8. Noted that, had it not being for the Special meeting of Council scheduled for 5th March, this meeting would have been the last Council before the elections. She was aware that Cllr Janet Jackson could not be present on 5th March, and that Cllr Jackson was standing down in May, so today's meeting would be her last. She had served two terms on Cheshire East Council and had been a Macclesfield Borough Councillor for 18 years. The Mayor asked Members to join with her in thanking Cllr Jackson for her service and in wishing her well for the future. The Mayor also thanked all other Members who would not be standing for re-election.

Cllr Corcoran also paid tribute to Cllr Jackson and thanked her for her support to the Labour group and wished her well for the future. He also added his thanks to other the Members not standing for re-election.

Cllr Jackson responded and returned the thanks.

9. Noted that Council had the difficult and important task of setting the Council's budget for 2019/20, at today's meeting. She stated that allocation of funding had been consulted upon widely and was balanced within the papers in front of Council and that an increase in funding in one area would inevitably mean a decrease in another. She then outlined the process and expected behaviours in respect of the debate on the budget.

56 PUBLIC SPEAKING TIME/OPEN SESSION

1. Mr B Douglas asked a question, which he had submitted in advance of the meeting, regarding the Council's policy on the environment. - The Leader of the Council undertook to provide a written response.
2. Mrs S Helliwell asked a question, which she had submitted in advance of the meeting, regarding the Little bus. - Cllr Bates, Finance and Communication Portfolio Holder, responded.
3. Middleswich Town Cllr J Parry asked a question regarding pothole repairs. - Cllr D Stockton, Environment Portfolio Holder, responded.

4. Middlewich Town Cllr C Bulman asked a question relating to mental health services.-Cllr Wardlaw, Deputy Leader and Portfolio Holder for Health, responded.
5. Middlewich Town Cllr M Hunter asked a question relating to highway issues on Nantwich Road Middlewich. - The Leader of the Council undertook to provide a written response.
6. Ms J Dale asked a question relating to hunting with dogs in Cheshire. – Cllr J Clowes, Portfolio Holder for Adult Social Care and Integration, responded.
7. Mr G Goodwin spoke in respect of Solutions EU Ltd. – The Acting Monitoring Officer responded.
8. Mr A Wood spoke in respect of teaching engineering and crafts to children.
9. Mr R Vernon spoke in respect of parking issues at Macclesfield hospital and reports regarding the design of and child safety at Upton Priory Park.
10. Ms H Faddes spoke in respect of improving awareness of the Increasing Social Care bill/Autism consultation.– Cllrs P Bates, Finance and Communication Portfolio Holder, and J Clowes, Portfolio Holder for Adult Social Care and Integration, responded.
11. Ms C Jones spoke in respect of the state of the pavements in Crewe, asking that the highways section look at this and also asked whether something could be done regarding the floors at the Royal Arcade in Crewe, which became slippery when wet.
12. Honorary Alderman P Kent spoke in respect of the increased pressure on building control bodies, referring to the Notice of Motion later on the agenda, requesting that Cabinet support this. – Cllr P Bates, Finance and Communication Portfolio Holder responded with thanks.
13. Mr M Unett spoke in respect of potholes and the Fix my Street app. - Cllr D Stockton, Environment Portfolio Holder responded.

57 LEADER'S ANNOUNCEMENTS

The Leader of the Council made a number of announcements including reference to the budget, the Council's Culture Review, service delivery, awards to Council departments, the Council's Corporate Peer Challenge, Children's Rights Month, Cheshire East Youth Challenge and provided updates in respect of the Crewe Green Roundabout, Sydney Road Bridge, the Congleton Link Road, Poynton relief Road and the Middlewich Eastern by pass. She also reported that preparatory work was about to take place in respect of the appointment of a Chief Executive to the Council, with a view to making a recommendation to Council in July 2019.

58 RECOMMENDATION FROM CABINET - 2018/19 THIRD QUARTER REVIEW OF PERFORMANCE

Cabinet, at its meeting on 5 February 2019, had considered a report on the third quarter review of performance for 2018/19 and had recommended that Council approve fully funded supplementary capital estimates above £1,000,000 in accordance with Financial Procedure Rules as detailed in Appendix 8 to the

report and a supplementary revenue estimate of £1,450,638 relating to Adult Social Care Winter Funding, as detailed in Appendix 11.

RESOLVED

1. That the fully funded supplementary capital estimates above £1,000,000, in accordance with Financial Procedure Rules, as detailed in Appendix 8 of the Cabinet report be approved.
2. That a supplementary revenue estimate of £1,450,638, relating to Adult Social Care Winter Funding, as detailed in Appendix 11 of the Cabinet report be approved.

59 RECOMMENDATION FROM CABINET - MEDIUM TERM FINANCIAL STRATEGY 2019-22

Cabinet, at its meeting on 5 February 2019, had considered a report presenting the Medium Term Financial Strategy for Cheshire East Council for the years 2019/20 to 2021/22. The report set out how the Council would approach the financial challenges over the medium term and forecast a balanced budget for 2019/20. Cabinet had recommended to Council the items at Appendix A to the report.

The recommendation from Cabinet was proposed and seconded.

Following the proposing and seconding of the recommendation, an amendment was proposed and seconded.

(At this point the meeting was adjourned for lunch).

Following debate, the provision of advice from the Section 151 Officer and the Acting Director of Legal Services and Monitoring Officer, and following a short adjournment to consider the validity of the proposed amendment, the amendment was deemed invalid.

Following this, two further amendments were proposed and seconded:-

AMENDMENT 1

The following amendment was proposed and seconded:-

Section a:-

Scrap the rubble charges for local residents at Household Waste Recycling Centres. The details of any scheme would be worked out at scrutiny. For budget purposes it has been calculated that to give every resident one free bag of rubble per month would cost £65,000.

Increase the number of wardens and monitor and publish prosecutions for dog fouling and fly tipping. - For budget purposes it has been calculated that 2 new officers would cost £80,000. Ensure air quality action plans are drawn up and implemented. - Appointing a staff member to pursue implementation would cost

£40,000. It should be noted that spend on improvement schemes (incl cycling schemes) would be capital.

Ask scrutiny to look into a scheme to give new entrepreneurial businesses up to 2 years exemption from business rate and allocate £90,000 to the scheme

Improve recycling rates £50,000

Funded by:-

Reduce the exemption on empty properties from 6 weeks to 4 weeks £195,000

Reduce energy consumption across the Council £5,000 Promote town mayors and reduce the support for the Cheshire East Mayor including abolishing the allowances saving £85,000 – rising to £95,000 if the mayoralty is abolished.

Reduce the Communications Team budget by £40,000 to concentrate on health & education campaigns supporting council services and reduce the work done on issuing press releases that attempt to promote the image of the Council.

(see Budget Consultation item 54)

It was noted that legislation required the recording in the minutes of how each Member voted on matters relating to the Budget. Accordingly, a recorded vote was carried out in respect of this amendment, with the following results:-

For

Councillors D Bailey, J Bratherton, S Brookfield, B Burkhill, S Corcoran, I Faseyi, D Flude, A Harewood, S Hogben, J Jackson, L Jeuda, N Mannion, J Nicholas, J Rhodes, B Roberts and A Stott.

Against

Councillors C Andrew, A Arnold, G Baggott, Rachel Bailey, Rhoda Bailey, G Barton, P Bates, M Beanland, D Bebbington, E Brooks, D Brown, C Browne, P Butterill, J Clowes, H Davenport, S Davies, M Deakin, T Dean, L Durham, S Edgar, JP Findlow, H Gaddum, S Gardiner, C Green, P Groves, G Hayes, O Hunter, A Kolker, D Mahon, R Menlove, G Merry, A Moran, B Moran, M Parsons, J Saunders, M Sewart, D Stockton, B Walmsley, G Walton, L Wardlaw, J Weatherill, G Williams and J Wray.

Not Voting

R Fletcher, D Hough, M Simon and L Smetham.

The amendment was declared lost with 16 votes for, 45 against and 4 not voting.

AMENDMENT 2

The following amendment was proposed and seconded:-

Reverse recently proposed car parking charge increases – Specifically removal of 10p uplift would reduce income by c.£208,000. Foregoing Thomas Street Car Park income £3,000-£10,000.

Funded by:-

Reduce the exemption on empty properties from 6 weeks to 4 weeks £195,000.

Reduce the Communications Team budget by £23,000.

As legislation required the recording in the minutes of how each Member voted on matters relating to the Budget, a recorded vote was carried out in respect of this amendment, with the following results:-

For

Councillors D Bailey, J Bratherton, S Brookfield, C Browne, B Burkhill, P Butterill, S Corcoran, D Flude, A Harewood, S Hogben, J Jackson, L Jeuda, D Mahon, N Mannion, A Moran, J Nicholas, M Parsons, J Rhodes, B Roberts and A Stott.

Against

Councillors C Andrew, A Arnold, G Baggott, Rachel Bailey, Rhoda Bailey, G Barton, P Bates, M Beanland, D Bebbington, E Brooks, D Brown, J Clowes, H Davenport, S Davies, T Dean, L Durham, S Edgar, JP Findlow, R Fletcher, H Gaddum, S Gardiner, P Groves, G Hayes, D Hough, O Hunter, A Kolker, A Martin, R Menlove, G Merry, B Moran, J Saunders, M Sewart, M Simon, D Stockton, G Walton, L Wardlaw, J Weatherill, G Williams and J Wray.

Not Voting

M Deakin, B Dooley, L Smetham and B Walmsley.

The amendment was declared lost with 20 votes for, 39 against and 4 not voting.

SUBSTANTIVE MOTION

The vote on the substantive budget proposals was taken.

As legislation required the recording in the minutes of how each Member voted on any decision relating to the Budget, a recorded vote was carried out in respect of this item, with the following results:-

For

Councillor C Andrew, A Arnold, G Baggott, Rachel Bailey, Rhoda Bailey, G Barton, P Bates, M Beanland, D Bebbington, E Brooks, D Brown, P Butterill, J Clowes, H Davenport, S Davies, M Deakin, T Dean, B Dooley, Liz Durham, S Edgar, JP Findlow, H Gaddum, S Gardiner, P Groves, G Hayes, O Hunter, A Kolker, D Mahon, A Martin, R Menlove, G Merry, B Moran, M Parsons, J Saunders, M Sewart, M Simon, D Stockton, B Walmsley, G Walton, L Wardlaw, J Weatherill, G Williams and J Wray.

Against

Councillor D Bailey, J Bratherton, S Brookfield, C Browne, S Corcoran, R Fletcher, D Flude, A Harewood, S Hogben, J Jackson, L Jeuda, N Mannion, J Nicholas, J Rhodes, B Roberts and A Stott.

Not Voting

Councillors B Burkhill and L Smetham.

The motion was declared carried with 44 votes for, 16 against and 2 not voting.

RESOLVED

That Council approves:-

The Revenue estimates for the 2019/20 budget and the medium term Capital Programme estimates 2019-22, as detailed in the Medium Term Financial Strategy Report (MTFS) 2019-22 (**Appendix C**).

2 Band D Council Tax of £1,446.27 representing an increase of 2.99%. This is below the referendum limit and arises from the provisional finance settlement (**Appendix C, Section 2**).

3 The 2019/20 non ring-fenced Specific Grants, and that any amendments to particular grants will be reported to Council if further information is received from Government Departments or other funding bodies (**Appendix C, Annex 8**).

4 The 2019/20 Capital Grants, and that any amendments to particular grants will be reported to Council if further information is received from Government Departments or other funding bodies (**Appendix C, Annex 9**).

5 The relevant Portfolio Holder to agree the use of additional Specific Grants received in conjunction with the Finance Portfolio Holder as further updates to the 2019/20 funding position are received.

6 The recommended Prudential Indicators for Capital Financing (**Appendix C, Annex 11**).

7 The Portfolio Holder for Children and Families to agree any necessary amendment to the 2019/20 Dedicated Schools Grant (DSG) of £138m and the associated policy proposals, in the light of further information received from DfE, pupil number changes, further academy transfers and the actual balance brought forward from 2018/19 (**Appendix C, Annex 8**).

8 The recommended Capital Strategy (**Appendix C, Annex 11**).

9 The recommended Treasury Management Strategy (**Appendix C, Annex 12**).

10 The recommended Investment Strategy (**Appendix C, Annex 13**).

11 The recommended Reserves Strategy (**Appendix C, Annex 14**).

12 The Portfolio Holder for Finance and Communication to agree to the Authority being the Entrusted Entity for the Urban Development Fund as referred to in the Investment Strategy (**Appendix C, Annex 13**) subject to the necessary due diligence being undertaken.

13 The Authority to submit an application for European Regional Development Fund financing to support the sub regional Urban Development Fund as referred to in the Investment Strategy (**Appendix C, Annex 13**) and for authority to be delegated to the Portfolio Holder for Finance and Communication to approve the signing of a funding agreement in relation to the ERDF funding subject to the necessary due diligence being undertaken.

That Council recognises that Cabinet has noted: -

14 The Budget Engagement exercise undertaken by the Council, as set out in the attached (**Appendix C, Annex 2**).

15 The results of the Budget Consultation (**Appendix B**).

16 The comments of the Council's Acting Section 151 Officer, contained within the MTFS Report, regarding the robustness of estimates and level of reserves held by the Council based on these budget proposals (**Appendix C, Comment from the Acting Section 151 Officer**).

17 The Council's Finance Procedure Rules will always apply should any changes in spending requirements be identified (**Appendix C**).

60 **COUNCIL TAX STATUTORY RESOLUTION**

Consideration was given to a report relating to the setting of the Council tax for 2019/20.

It was reported that Cheshire East Council, as a billing authority, was responsible for the billing and collection of Council Tax due from local taxpayers and must, therefore, make a resolution to set the overall Council Tax level. This meant that the Authority also collected Council Tax income to cover not only its own services but also precepts set by other authorities.

The Council Tax levied was, therefore, made up of four elements:-

Cheshire East Borough Council element
Town & Parish Council precepts
Police & Crime Commissioner for Cheshire precept
Cheshire Fire Authority precept

Council was recommended to set the Council Tax for Cheshire East Council for the financial year 2019/20, at £1,446.27, in accordance with the formal resolutions as shown in section 13 of the report.

The motion in respect of the setting of the Council Tax was proposed and seconded.

Legislation required the recording in the minutes of how each Member voted on any decision relating to the Council Tax. Accordingly, a recorded vote was carried out in respect of this item, with the following results:-

For

Councillor C Andrew, A Arnold, G Baggott, Rachel Bailey, Rhoda Bailey, G Barton, P Bates, M Beanland, D Bebbington, J Bratherton, S Brookfield, E Brooks, D Brown, C Browne, B Burkhill, P Butterill, J Clowes, S Corcoran, H Davenport, S Davies, M Deakin, T Dean, B Dooley, L Durham, S Edgar, I Faseyi, JP Findlow, R Fletcher, D Flude, S Gardiner, P Groves, A Harewood, G Hayes, S Hogben, O Hunter, J Jackson, L Jeuda, A Kolker, D Mahon, N Mannion, A Martin, R Menlove, G Merry, A Moran, B Moran, J Nicholas, M Parsons, J Rhodes, B Roberts, J Saunders, M Sewart, M Simon, L Smetham, D Stockton, A Stott, B Walmsley, G Walton, L Wardlaw, J Weatherill, G Williams and J Wray.

The motion was declared carried with 62 votes for, 0 against and 0 not voting.

RESOLVED

That the Council Tax for Cheshire East Council for the financial year 2019/20, be set at £1,446.27, in accordance with the formal resolutions as shown in section 13 of the report, as follows:-

Formal Resolution

1. That it be noted that on 13th December 2018 the Council calculated the Council Tax base 2019/20:-
 - (a) for the whole Council area as 149,517.54 (item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the "Act")).
 - (b) for individual parishes, as in **Appendix A** to the report.
2. Calculated that the Council Tax requirement for the Council's own purposes for 2019/20 (excluding Parish precepts) is £216,242,730.
3. That the following amounts be calculated for the year 2019/20 in accordance with Sections 31 to 36 of the Act:
 - a. £677,736,101 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act taking into account all precepts issued to it by Parish Councils.
 - b. £453,597,622 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act.

- c. £224,138,479 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council, in accordance with Section 31A(4) of the Act as its Council Tax requirement for the year (Item R in the formula in Section 31B of the Act).
- d. £1,499.08 being the amount at 3(c) above divided by the amount at 3.1(a) above, calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish precepts).
- e. £7,895,749 being the aggregate amount of all special items (Parish precepts) referred to in Section 34(1) of the Act
- f. £1,446.27 being the amount at 3(d) above less the result given by dividing the amount at 3.3(e) above by the amount at 3.1(a) above, calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no Parish precept relates.
- g. **Appendix A** being the amounts calculated by the Council, in accordance with regulations 3 and 6 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992, as its total council tax base for the year and council tax base for dwellings in those parts of its area to which one or more special items relate.
- h. **Appendix B** being the amounts given by adding to the amount at (f) above, the amounts of special items relating to dwellings in those parts of the Council's area mentioned above divided by in each case the appropriate tax base from Annex A, calculated by the Council in accordance with Section 34(3) of the 1992 Act, as the basic amounts of its Council Tax for the year for dwellings in those parts of the area to which one or more special items relate. (Band D charges for each Parish area).
- i. **Appendix C** being the amounts given by multiplying the amount at (h) above by the number which, in the proportion set out in Section 5(1) of the 1992 Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council, in accordance with

Section 36(1) of the 1992 Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands (Local charges for all Bands).

- j. **Appendix D** being the aggregate of the local charges in (i) above and the amounts levied by major precepting authorities, calculated in accordance with Section 30(2) of the 1992 Act (The total Council Tax charge for each band in each Parish area).

4. That it be noted that the Police & Crime Commissioner and the Fire Authority had issued precepts to Cheshire East Council, in accordance with section 40 of the Local Government Finance Act 1992, for each category of dwellings in the Council's area, as shown in sections 10 and 11 of the report.
5. It was accepted that Cheshire East Council's basic amount of Council tax for 2019/20 was not excessive in accordance with principles approved under Section 52ZB and 52ZC of the Local Government Finance Act 1992.

61 **RECOMMENDATION FROM STRATEGIC PLANNING BOARD AND CABINET - ADOPTION OF THE COMMUNITY INFRASTRUCTURE LEVY**

The Strategic Planning Board, at its meeting on 30 January 2019, and Cabinet, at its meeting on 5 February, had considered a report on the adoption of the Community Infrastructure Levy.

The Strategic Planning Board and Cabinet had endorsed the Community Infrastructure Levy Charging Schedule, attached as Appendix 1 to the report, including the identified charging rates and zones and recommended to Council that the Community Infrastructure Levy be adopted, with an implementation date of 1st March 2019.

RESOLVED

That the Community Infrastructure Levy be adopted, with an implementation date of 1st March 2019.

62 **RECOMMENDATION FROM STAFFING COMMITTEE - PAY POLICY STATEMENT**

Consideration was given to a report in respect of the Pay Policy Statement for 2019/20.

Staffing Committee, at its meeting on 24 January 2019, had considered the draft Pay Policy Statement and resolved that Council be recommended to approve and publish the Pay Policy Statement for 2019/20.

Section 38 of the Localism Act (2011) required Local Authorities to produce a Pay Policy Statement by 31st March, on an annual basis. Regard continued to be given to any guidance from the Secretary of State in producing this statement and the Local Government Transparency Code (2015). The Pay Policy Statement for 2019/20, which reflected the expected position as at 1st April 2019 was attached as Appendix 1 of the report. Changes since the previous year's Statement were outlined in section 6.4 of the report.

RESOLVED

1. That the changes since the 2018/19 Pay Policy Statement be noted, as outlined in section 6.4 of the report.

2. That the Pay Policy Statement for 2019/20 be approved and published accordingly.

63 ELECTION OF MAYOR AND DEPUTY MAYOR FOR THE 2019/20 CIVIC YEAR

(The Deputy Mayor, Councillor Liz Durham, had declared a non-pecuniary interest in respect of this item and left the Chamber during its consideration).

Consideration was given to a report relating the election of the Mayor and Deputy Mayor for the 2019/20 Civic Year. Council was requested to resolve that Councillor Liz Durham be designated as the Mayor Elect and that a second Member be designated as the Deputy Mayor Elect, with a view to their formal election and appointment as Mayor and Deputy Mayor for Cheshire East for 2019/20, at the Mayor Making ceremony to be held on 22 May 2019.

There were two nominations proposed and seconded to be designated as the Deputy Mayor Elect - Cllr Steven Edgar and Cllr Bernice Walmsley.

(Following their nomination, Cllrs Edgar and Walmsley declared a non-pecuniary interest and left the meeting during consideration of this matter).

A vote was taken in respect of the two nominations and it was resolved that Councillor Steven Edgar be designated as the Deputy Mayor Elect.

RESOLVED:

That Cllr Liz Durham be designated as the Mayor Elect and that Cllr Steven Edgar be designated as the Deputy Mayor Elect, with a view to their formal election and appointment as Mayor and Deputy Mayor for Cheshire East for 2019/20, at the Mayor Making ceremony to be held on 22 May 2019.

64 **NOTICES OF MOTION**

Consideration was given to the following Notices of Motion, submitted in accordance with paragraph 1.34 of the Council Procedural Rules:-

1 Parental Leave for Councillors

Proposed by Cllr Jill Rhodes and Seconded by Cllr Steve Hogben.

This Council notes:

- That the role of a councillor should be open to all, regardless of their background, and that introducing a parental leave policy is a step towards encouraging a wider range of people to become councillors, and is also a step to encourage existing councillors who may want to start a family to remain as councillors;
- That parental leave must apply to parents regardless of their gender, and that it should also cover adoption leave to support those parents who choose to adopt.

This Council resolves:

- To adopt the parental leave policy set out below

Parental Leave Policy for Cheshire East Council

Introduction

This Policy sets out Members' entitlement to maternity, paternity, shared parental and adoption leave and relevant allowances.

The objective of the policy is to ensure that insofar as possible Members are able to take appropriate leave at the time of birth or adoption, that both parents are able to take leave, and that reasonable and adequate arrangements are in place to provide cover for portfolio-holders and others in receipt of Special Responsibility Allowances (SRA) during any period of leave taken.

Improved provision for new parents will contribute towards increasing the diversity of experience, age and background of local authority councillors. It will also assist with retaining experienced councillors – particularly women – and making public office more accessible to individuals who might otherwise feel excluded from it.

There is at present no legal right to parental leave of any kind for people in elected public office.

(1) Leave Periods

1.1 Members giving birth are entitled to up to 6 months maternity leave from the due date, with the option to extend up to 52 weeks by agreement if required.

1.2 In addition, where the birth is premature, the Member is entitled to take leave during the period between the date of the birth and the due date in addition to the 6 months' period. In such cases any leave taken to cover prematurity of 28 days or less shall be deducted from any extension beyond the initial 6 months.

1.3 In exceptional circumstances, and only in cases of prematurity of 29 days or more, additional leave may be taken by agreement, and such exceptional leave shall not be deducted from the total 52 week entitlement.

1.4 Members shall be entitled to take a minimum of 2 weeks paternity leave if they are the biological father or nominated carer of their partner/spouse following the birth of their child(ren).

1.5 A Member who has made Shared Parental Leave arrangements through their employment is requested to advise the Council of these at the earliest possible opportunity. Every effort will be made to replicate such arrangements in terms of leave from Council.

1.6 Where both parents are Members leave may be shared up to a maximum of 24 weeks for the first six months and 26 weeks for any leave agreed thereafter, up to a maximum of 50 weeks. Special and exceptional arrangements may be made in cases of prematurity.

1.7 A Member who adopts a child through an approved adoption agency shall be entitled to take up to six months adoption leave from the date of placement, with the option to extend up to 52 weeks by agreement if required.

1.8 Any Member who takes maternity, shared parental or adoption leave retains their legal duty under the Local Government Act 1972 to attend a meeting of the Council within a six month period unless the Council Meeting agrees to an extended leave of absence prior to the expiration of that six month period.

1.9 Any Member intending to take maternity, paternity, shared parental or adoption leave will be responsible for ensuring that they comply with the relevant notice requirements of the Council, both in terms of the point at which the leave starts and the point at which they return.

1.10 Any member taking leave should ensure that they respond to reasonable requests for information as promptly as possible, and that they keep officers and colleagues informed and updated in relation to intended dates of return and requests for extension of leave.

(2) Basic Allowance

2.1 All Members shall continue to receive their Basic Allowance in full whilst on maternity, paternity or adoption leave.

(3) Special Responsibility Allowances

3.1 Members entitled to a Special Responsibility Allowance shall continue to receive their allowance in full in the case of maternity, paternity, shared parental or adoption leave.

3.2 Where a replacement is appointed to cover the period of absence that person shall receive an SRA on a pro rata basis for the period of the temporary appointment.

3.3 The payment of Special Responsibility Allowances, whether to the primary SRA holder or a replacement, during a period of maternity, paternity, shared parental or adoption leave shall continue for a period of six months, or until the date of the next Annual Meeting of the Council, or until the date when the member taking leave is up for election (whichever is soonest). At such a point, the position will be reviewed, and will be subject to a possible extension for a further six month period.

3.4 Should a Member appointed to replace the member on maternity, paternity, shared parental or adoption leave already hold a remunerated position, the ordinary rules relating to payment of more than one Special Responsibility Allowances shall apply.

3.5 Unless the Member taking leave is removed from their post at an Annual General Meeting of the Council whilst on leave, or unless the Party to which they belong loses control of the Council during their leave period, they shall return at the end of their leave period to the same post, or to an alternative post with equivalent status and remuneration which they held before the leave began.

(4) Resigning from Office and Elections

4.1 If a Member decides not to return at the end of their maternity, paternity, shared parental or adoption leave they must notify the Council at the earliest possible opportunity. All allowances will cease from the effective resignation date.

4.2 If an election is held during the Member's maternity, paternity, shared parental or adoption leave and they are not re-elected, or decide not to stand for re-election, their basic allowance and SRA if appropriate will cease from the Monday after the election date when they would technically leave office.

RESOLVED

That the motion stand referred to the Constitution Committee.

2 Taxi Licensing

Proposed by Cllr Dorothy Flude and seconded by Cllr Michael Beanland

The Department for Transport is planning a raft of new measures aimed at improving safety for taxi passengers, including the installation of CCTV in all cabs. Drivers also face tougher criminal record checks, and ministers intend to set up a national database to prevent them from working away from the area where they hold a licence. It follows a review into the industry after a number of sexual exploitation scandals in towns such as Rotherham and Rochdale. A consultation on the statutory guidelines for all local authorities will be published this week.

This Council, Children and Family's Scrutiny Report, Child Sexual Exploitation December 2014 to August 2016

At Conclusions 14.2

"Although not directly falling within the terms of reference of this review, many individuals we met raised genuine concerns about the current Taxi/Private Hire Licensing arrangements. This became a recurring theme throughout our investigations which inevitably led us to the conclusion that the concerns expressed by the group in phase 1 of the review should be reiterated in this final report and be the subject of a formal recommendation. We acknowledge this is a national issue that only the Government can address, but if we at Cheshire East can at least start the ball rolling by taking the lead at regional level, enough impetus may be generated to begin a national debate. "

We are pleased to see that national actions are being taken, after lobbying by Cllr Rhoda Bailey and Cllr Dorothy Flude.

Council resolves that

- this Council will take part in the consultation
- any reports / consultation documents prepared by this council will be presented for comment at Children and Family's Scrutiny before they are submitted to the Department of Transport.

I propose this motion in memory of Councillor Phil Hoyland past Chair of Children and Family's Scrutiny who sadly died when we were compiling our report.

RESOLVED

That the motion stand referred to the Licensing Committee.

3 Cessation of On Line Betting Adverts Before the Water Shed

Proposed by Cllr Ainsley Arnold and Seconded by Cllr Liz Wardlaw

The gambling industry has confirmed plans to press ahead with a [voluntary ban on betting adverts](#) during sport programmes from next summer, amid mounting pressure to protect children from [excessive exposure to gambling](#). Sport programs only does not go far enough. We would like to see a total ban on all online gambling pre watershed and the notice of motion is to lobby the government to adopt this as a policy. As it is now possible through phones, tablets and PC s to place bets.

RESOLVED

That the motion stand referred to Cabinet.

4 Children with Special Educational Needs

Proposed by Cllr Laura Jeuda and Seconded by Cllr Dorothy Flude

Article 7 and 24 of the UN Convention on the Rights of Persons with Disabilities places an obligation on Government and Local Authorities to promote, fund and develop capacity in mainstream schools to cater for the needs of disabled pupils.

At the heart of the 2014 Children and Families Act there is the ‘presumption of mainstream education’ for all our children, it places a duty on local authorities to support the provision of placements for all disabled children living in their catchment area.

The progress made towards inclusive education has stalled and increasingly disabled children are segregated in special schools. Ofsted’s Annual Report 2017/18 highlighted concerns about the poor quality of Special Educational Need provision for Disabled pupils in mainstream education.

The Department of Education introduced the policy in 2013 which placed the responsibility on mainstream schools to fund the first £6000 for every pupil with special educational needs out of their own budget; this has done nothing to incentivise schools to accept these pupils.

This Council resolves to adopt a policy with a general presumption that children with Special Educational Needs will be integrated into mainstream schools, with adequate resources to support the teaching staff and put an end to segregation.

RESOLVED

That the motion stand referred to Cabinet.

5 Strengthening of the Building Control Regime

Proposed by Cllr Nick Mannion and seconded by Cllr B Roberts

This Council notes the conclusions that have been reached so far concerning the Grenfell Tower disaster. In particular it notes the section in the Hackitt report which highlights the “mindset of doing things as cheaply as possible and passing on responsibility for problems and shortcomings”. One longstanding and illogical result of this is that building control remains the only regulatory function of local government to be subjected to competition. Commercially compromised regulation sees safety margins engineered out and corners cut.

The private sector recruits people who have been trained at public expense, and cherry-picks the most lucrative schemes, while leaving the rest to councils – who of course pick up the bill for enforcement and other essential regulatory tasks.

We call for:

- (a) the use of inflammable cladding materials on high rise residential buildings to be banned without further delay
- (b) adequate compensation for councils faced with essential but significant costs in remediation
- (c) local authorities to be the sole provider of building control services in high residential buildings
- (d) recognition of the essential role of regulation and an end to the constant denigration of Health and Safety
- (e) the eventual return of this essential regulatory service to local authorities.

RESOLVED

That the motion stand referred to Cabinet.

65 QUESTIONS

Cllr L Jeuda referred to safer walking routes to schools and asked whether assurance had been given that lighting would be provided on the Middlewood Way. – Cllr J Clowes, Portfolio Holder for Adult Social Care and Integration, undertook to provide a written response.

Cllr A Moran referred to people paying to park on the Civic Hall car park, Nantwich, at a time when it was free to park. He asked how much revenue had been taken on a Sunday from the car parking machines, as this was not widely publicised. He said that this was stated on the machines, but the writing is too small. He stated that the same applied to the another car park in Nantwich, which was free after 3pm and he asked how much revenue was taken from that car park. - Cllr D Stockton, Environment Portfolio Holder, undertook to provide a written response.

Cllr D Flude referred to HS2 and asked how a scheme with as much impact on a ward as this had reached RIP 2 , without Ward Members being informed and how a bridge could be connected to the main part of Nantwich Road without Ward Members being informed. - Cllr D Stockton, Environment Portfolio Holder, undertook to provide a written response.

Cllr P Groves asked the Council to undertake a review of car parking arrangements in Nantwich, as part of its new Local Transport Plan, on a similar basis to that being launched in Wilmslow and asked that the review be undertaken as soon as possible.- The Leader of the Council responded in part and undertook to provide a written response.

Cllr S Hogben asked what action had been taken to date, by the Council, to submit an expression of interest in the Future High Streets Fund and whether there were plans to link such an expression of interest with the Crewe Station Hub Area Action Plan Development Strategy that was currently subject to consultation. – Cllr A Arnold, Housing, Planning and Regeneration Portfolio Holder, undertook to provide a written response.

Cllr R Fletcher revisited a question that he had asked at the December Council meeting, relating to Car parks in Alsager. – Cllr Stockton, Environment Portfolio Holder, responded. (Note - Cllr Fletcher had received a holding response and a commitment that a response would be provided by the end of February).

Cllr S Corcoran referred to Mr G Goodwin's comments, made under public speaking, and the Leader's statements, made at the last Council meeting, stating that they were incompatible and he asked the Leader whether she would like to clarify her statement. – The Leader of the Council and the Acting Monitoring Officer responded.

Cllr Harewood referred to a question that she had asked at the last Council meeting regarding the figures for Cared for Children and thanked the Portfolio Holder for the update. She sought further clarification on the figures and requested regular updates. – Cllr J Saunders, Children and Families Portfolio Holder, provided clarification and undertook to keep Cllr Harewood updated.

66 MAYOR'S CLOSING REMARKS

The Mayor reiterated her thanks to those Members who would not be standing for re-election.

The Mayor also thanked those officers responsible, for their work in producing the budget.

The meeting commenced at 11.00 am and concluded at 5.05 pm

Councillor L Smetham (Chairman)

CHAIRMAN

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Council**
held on Tuesday, 5th March, 2019 at The Ballroom, Sandbach Town Hall,
High Street, Sandbach, CW11 1AX

PRESENT

Councillor L Smetham (Mayor/Chairman)
Councillor L Durham (Deputy Mayor/Vice-Chairman)

Councillors C Andrew, A Arnold, Rachel Bailey, Rhoda Bailey, G Baggott, G Barton, P Bates, M Beanland, D Bebbington, S Brookfield, E Brooks, D Brown, C Browne, B Burkhill, P Butterill, S Carter, J Clowes, S Corcoran, H Davenport, S Davies, M Deakin, T Dean, S Edgar, I Faseyi, J P Findlow, R Fletcher, T Fox, D Flude, S Gardiner, S Gardner, L Gilbert, C Green, P Groves, M Hardy, A Harewood, G Hayes, S Hogben, D Hough, L Jeuda, D Mahon, D Marren, A Martin, S McGrory, R Menlove, G Merry, A Moran, B Moran, J Nicholas, M Parsons, S Pochin, J Rhodes, B Roberts, M Sewart, M Simon, D Stockton, A Stott, G Wait, B Walmsley, G M Walton, L Wardlaw, M J Weatherill, G Williams and J Wray

Apologies

Councillors D Bailey, G Baxendale, J Bratherton, C Chapman, B Dooley, H Gaddum, M Grant, O Hunter, J Jackson, A Kolker, J Macrae, N Mannion, H Murray, J Saunders, M Warren and H Wells-Bradshaw

67 DECLARATIONS OF INTEREST

There were no declarations of interest.

68 MAYOR'S ANNOUNCEMENT

There were no formal Mayor's Announcements, this being a special meeting of the Council. However, as this was the last meeting of the Council for those Members not standing in the forthcoming elections, the Mayor took the opportunity to thank those Members for the service that they had provided to the Council over the years. She also wished those Members standing in the forthcoming elections well. As this would be her last meeting as Mayor, she thanked all Members for their support and she also thanked those members of the public who had spoken under public speaking time during her time as Mayor.

69 PUBLIC SPEAKING TIME/OPEN SESSION IN RESPECT OF AGENDA ITEM 4 - NOTICES OF MOTION - THE COUNCIL'S GOVERNANCE ARRANGEMENTS - BRIEFING REPORT

Mrs Sue Helliwell spoke in respect of item 4 of the agenda, Notices of Motion, the Council's Governance Arrangements.

70 **NOTICES OF MOTION - THE COUNCIL'S GOVERNANCE ARRANGEMENTS - BRIEFING REPORT**

At the Council meeting held on 13 December 2018, the following Notices of Motion were referred to a special meeting of Council for determination: -

- A.** This Council requests that a comparative analysis be published to enable a special meeting of Council, to be held in February 2019, or as soon as possible thereafter, to discuss and debate changing to a committee system form of governance. - Proposed by Councillor James Nicholas and Seconded by Councillor Craig Browne.
- B.** This Council agrees to allocate all chairs of Overview and Scrutiny Committees to opposition members as soon as practicable. - Proposed by Councillor Craig Browne and Seconded by Councillor Arthur Moran.
- C.** This Council agrees to allocate all remaining committee chairs across the political groups in line with the principle of proportionality. - Proposed by Councillor Arthur Moran and Seconded by Councillor Bernice Walmsley

The Mayor explained the procedure that she proposed to follow for this item. Prior to the debate on each Notice of Motion, each of the Notices of Motion would be introduced by the Lead Member responsible for their submission. That Lead Member would be allowed an extended speaking time, in support of that Notice of Motion, of 10 minutes. Whilst speaking, the Lead Member would be expected to make a formal proposal to the meeting, which would need to be seconded, prior to being debated and then voted upon. All other speakers would be allowed the usual period of time of 5 minutes to speak on each Notice of Motion. Each Notice of Motion would be subject to the usual rules of debate.

It was queried whether it would be appropriate for Cabinet Members to take part in the debate on the Notices of Motion. The Acting Director of Legal Services and Monitoring Officer advised that there was no interest which would preclude Cabinet Members from taking part in the debate.

Notice of Motion A

With regard to Notice of Motion A, the following motion was proposed and seconded:-

“This Council resolves to change to a committee system form of governance with effect from the 2020/21 Municipal Year”.

Following debate, a requisition for a named vote was submitted and duly supported. The motion was put to the meeting with the following results:-

For

Councillors C Andrew, S Brookfield, C Browne, B Burkhill, P Butterill, S Carter, S Corcoran, I Faseyi, R Fletcher, D Flude, T Fox, M Hardy, A Harewood, S Hogben, D Hough, L Jeuda, D Mahon, S McGrory, A Moran, J Nicholas, M Parsons, J Rhodes, B Roberts, A Stott and B Walmsley .

Against

Councillors A Arnold, G Baggott, Rachel Bailey, Rhoda Bailey, G Barton, P Bates, M Beanland, D Bebbington, E Brooks, D Brown, J Clowes, H Davenport, S Davies, M Deakin, T Dean, L Durham, S Edgar, JP Findlow, S Gardiner, S Gardner, L Gilbert, C Green, P Groves, G Hayes, D Marren, A Martin, R Menlove, G Merry, B Moran, S Pochin, M Sewart, M Simon, D Stockton, G Wait, G Walton, L Wardlaw, J Weatherill, G Williams and J Wray.

Not Voting

Councillor L Smetham.

The motion was declared lost, with 25 votes for, 39 against and 1 not voting.

(At this point the meeting was adjourned for lunch).

Notice of Motion B

With regard to Notice of Motion B, the following motion was proposed and seconded:-

“This Council resolves to allocate all Scrutiny Committee Chairs to opposition groups from the beginning of the 2019/20 Municipal year. The precise allocation shall reflect the size of each opposition group, proportionate to the total number of opposition Members”.

Following debate, the motion was put to the vote and declared lost.

Notice of Motion C

With regard to Notice of Motion C, the following motion was proposed and seconded:-

“This Council agrees to allocate all remaining Committee Chairs across the Political groups, in line with the principle of proportionality, from the start of the 2019/20 Municipal Year”.

Following debate, the motion was put to the vote and declared lost.

The meeting commenced at 11.00 am and concluded at 3.00 pm

Councillor L Smetham (Chairman)

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Working for a brighter future together

Council

Date of Meeting: 22 May 2019

Report Title: Election of Leader of the Council

Senior Officer: Interim Director of Governance and Compliance

1. Report Summary

1.1 Council is required to elect a Leader of the Council.

2. Recommendation

- 2.1. That Council elects a Leader of the Council for a four year term of office
- 2.2. That once elected, Council notes the report of the Leader regarding his / her Cabinet and their portfolios and
- 2.3. That Council delegates authority to the Monitoring Officer to make any consequential amendments to the Constitution

3. Reasons for Recommendation/s

- 3.1. The current Leader of the Council has indicated that she will cease to be Leader of the Council immediately prior to the Council meeting on 22 May 2019.

4. Other Options Considered

- 4.1. None.

5. Background

- 5.1 At the meeting held on 25 February 2016, the Council resolved to elect Councillor Rachel Bailey as its Leader.
- 5.2 The Leader has given notice that she is resigning as Leader of the Council with effect immediately prior to the Council meeting on 22 May 2019.

5.3 The Constitution says that the Leader will hold office for a period of four years from the date he/she is elected to that office by the Council or until

- he/she resigns from the office of Leader
- he/she becomes ineligible to be a Member of the Council, either for a specific period, or indefinitely
- he/she ceases to be a Councillor
- he/she is removed from office by a vote of no confidence resolution of the Council requiring a simple majority, in respect of which the motion has been fully set out in the agenda for the meeting

5.4 In accordance with the cabinet procedure rules, the Leader once elected will also be invited to present to Council information about executive functions in the forthcoming year, including details of those members appointed to Cabinet. This will be distributed at the meeting.

6. Implications of the Recommendations

6.1. Legal Implications

6.1.1 In accordance with the requirements of the Local Government and Public Involvement in Health Act 2007, the Council has the Leader and Cabinet model of executive arrangements.

6.2. Finance Implications

6.2.1. There are no direct financial implications.

6.3. Policy Implications

6.3.1. There are no direct financial implications.

6.4. Equality Implications

6.5. There are no direct implications for equality.

6.6. Human Resources Implications

6.6.1. There are no direct financial implications.

6.7. Risk Management Implications

6.7.1. Failure to comply with legislation would leave the Council open to legal challenge.

6.8. Rural Communities Implications

6.8.1. There are no direct implications for rural communities.

6.9. Implications for Children & Young People/Cared for Children

6.9.1. There are no direct implications for children and young people.

6.10. Public Health Implications

6.10.1. There are no direct implications for public health.

7. Ward Members Affected

7.1. All

8. Access to Information

8.1. There are no background documents for this report.

9. Contact Information

9.1. Any questions relating to this report should be directed to the following officer:

Name: Brian Reed

Job Title: Head of Democratic Services and Governance

Email: brian.reed@cheshireeast.gov.uk

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Council

Date of Meeting: 22 May 2019

Report Title: Political Representation on the Council's Committees

Senior Officer: Interim Director of Governance and Compliance

1. Report Summary

- 1.1. The law requires that each relevant Council decision making body must be politically balanced, as far as is reasonably practicable, and that the total of Committee seats allocated to the Council's political groups balances perfectly.

2. Recommendations

- 2.1 That the political group representation, as set out in the Appendix to the report (or in any updated and circulated Appendix), and the methods, calculations and conventions used in determining this, as outlined in the report be adopted, the allocation of places to Committees be approved and the listed Committees be appointed.
- 2.2 That the Committee Chairmen and Vice Chairmen allocations be noted as set out in the Appendix; "(C)" denoting the allocation of the office of Chairman to political groups and "(VC)" denoting the allocation of the office of Vice Chairman to political groups.

3. Reasons for Recommendations

- 3.1. To determine the political representation on the Council's Committees and to appoint to those Committees.

4. Other Options Considered

- 4.1. Not applicable.

5. Background

- 5.1. The Appendix sets out the political representation on ordinary committees and sub committees, this being based on the political structure of the Council as a whole.
- 5.2. The proportionalities in the Appendix have been arrived at by the following methods and conventions:
- applying the relevant percentage to each body
 - rounding up from 0.5 and above and rounding down below 0.5
 - where rounding up would result in more than one political Group receiving an additional seat, and the total allocation of seats exceeding what is required, the Group having the lowest residual entitlement will not receive an additional seat
 - where the required number of members for a decision making body cannot be achieved using the above methods and calculations, the political group having the largest residual percentage for that body will be entitled to be awarded the additional place (e.g. if one group is entitled to 4.25 places, and another group is entitled to 1.48 places, the first group will be awarded 4 places on the body in question, and the second group will be awarded 2 places)
 - where two or more political Groups have an identical residual percentage, the agreement of one Group to sacrifice a seat will be observed. Alternatively, the matter will be resolved by the toss of a coin.

6. Implications of the Recommendations

6.1. Legal Implications

- 6.1.1. The Local Government (Committees and Political Groups) Regulations 1990, made pursuant to the Local Government and Housing Act 1989, make provisions in respect of the political group representation on a local authority's committees in relation to the overall political composition of the Council. The legislation applies to overview and scrutiny committees and the decision-making committees and sub committees of the Council.
- 6.1.2. The legislation requires that, where proportionality applies, and seats are allocated to different political groups, the authority must abide by the following principles, so far as is reasonably practicable:
- 6.1.2.1. Not all of the seats can be allocated to the same political group (i.e. there are no single group committees).
- 6.1.2.2. The majority of the seats on the body are to be allocated to a political Group with a majority membership of the authority.

6.1.2.3. The total number of seats on all ordinary committees and sub committees allocated to each Political Group bears the same proportion to the proportion on the full Council.

6.1.2.4. The number of seats on each ordinary committee allocated to each Political Group bears the same proportion to the proportion on full Council.

6.1.3 The proposals contained in this report meet the requirements of the legislation.

6.1.4 The 1990 Regulations require Political Group Leaders to notify the Proper Officer of the Groups' nominations to the bodies in question.

6.2. Finance Implications

6.2.1. There are no direct finance implications.

6.3. Policy Implications

6.3.1. There are no direct implications for policy.

6.4. Equality Implications

6.4.1. There are no direct implications for equality.

6.5. Human Resources Implications

6.5.1. There are no direct human resource implications.

6.6. Risk Management Implications

6.6.1. Failure to comply with the Act and Regulations when appointing its committee memberships would leave the Council open to legal challenge.

6.7. Rural Communities Implications

6.7.1. There are no direct implications for rural communities.

6.8. Implications for Children & Young People/Cared for Children

6.8.1. There are no direct implications for children and young people/Cared for Children.

6.9. Public Health Implications

6.9.1. There are no direct implications for public health.

7. Ward Members Affected

7.1. All ward members

8. Access to Information

8.1. The background papers relating to this report can be inspected by contacting the report writer.

9. Contact Information

9.1. Any questions relating to this report should be directed to the following officer:

Name: Brian Reed

Job Title: Head of Democratic Services and Governance

Email: brian.reed@cheshireeast.gov.uk



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Council

Date of Meeting: 22 May 2019

Report Title: Allocations to the Office of Chairman and Vice Chairman

Senior Officer: Interim Director of Governance and Compliance

1. Report Summary

- 1.1. To allocate Chairmanships and Vice-Chairmanships of the Council's decision-making and other bodies.

2. Recommendation

- 2.1. That the office of Chairman and Vice-Chairman be allocated to the political groups of each of the Council's decision making and other bodies, as indicated in the report and as listed in the Appendix to the previous agenda item.

3. Reasons for Recommendations

- 3.1. To appoint the Chairmen and Vice-Chairmen of the Council's decision making and other bodies.

4. Other Options Considered

- 4.1. Not applicable.

5. Background

Allocation of Chairmanships and Vice-Chairmanships under the Council's Political Structure for the Municipal Year 2019/20

- 5.1. Council, at its Annual Meeting, is required to appoint its decision making and other bodies and to allocate the Chairmanships and Vice-Chairmanships for each of those bodies to the political groups.
- 5.2. The Appendix to the previous agenda item indicates the proposed allocation of Chairmanships and Vice-Chairmanships to political Groups for each listed body. The Appendix indicated "C" for Chairman and "VC" for Vice-Chairman.

6. Implications of the Recommendations

6.1. Legal Implications

6.1.1. The Annual Meeting of the Council appoints the Council's decision-making and other bodies. It also determines the Chairmanships and Vice-Chairmanships of these bodies.

6.2. Finance Implications

6.2.1. Certain of the listed Chairmanships attract a Special Responsibility Allowance, in accordance with the Council's Members' Allowances Scheme.

6.3. Policy Implications

6.3.1. There are no direct implications for policy.

6.4. Equality Implications

6.4.1. There are no direct implications for equality.

6.5. Human Resources Implications

6.5.1. There are no direct implications for Human Resources.

6.6. Risk Management Implications

6.6.1. Failure to comply with the requirements of the Constitution would leave the Council open to legal challenge.

6.7. Rural Communities Implications

6.7.1. There are no direct implications for rural communities.

6.8. Implications for Children & Young People

6.8.1. There are no direct implications for children and young people/Cared for Children.

6.9. Public Health Implications

6.9.1. There are no direct implications for public health.

7. Ward Members Affected

7.1. All Ward Members.

8. Access to Information

- 8.1. The background papers relating to this report can be inspected by contacting the report author.

9. Contact Information

- 9.1. Any questions relating to this report should be directed to the following officer:

Name: Brian Reed

Job Title: Head of Democratic Services and Governance

Email: brian.reed@cheshireeast.gov.uk



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Council

Date of Meeting: 22 May 2019

Report Title: Appointments to the Adoption Panel and Fostering Panel

Senior Officer: Interim Director of Governance and Compliance

1. Report Summary

- 1.1. The report invites Council to approve a number of appointments to Statutory Panels which do not fall within the definition of "Committee" for the purposes of legislation.

2. Recommendation/s

- 2.1. Council is asked to appoint:-
 - (a) one Councillor to the Adoption Panel; and
 - (b) one Councillor to the Fostering Panel.

3. Reasons for Recommendation/s

- 3.1. These bodies carry out statutory functions and appointments are needed to ensure that the Council meets its obligations.

4. Other Options Considered

- 4.1. Not applicable.

5. Background

- 5.1. As there are some organisations which do not fall within the category of being "outside organisations", the members of which being appointed by other means, the Council needs to make such appointments as part of the annual Committee appointment process. The organisations are Statutory Panels which do not fall within the definition of "Committee." These are:-

- Adoption Panel
- Fostering Panel

Adoption Panel

- 5.2. The Panel considers the suitability of anyone who applies to become an adopter, and whether or not to recommend that they are suitable to adopt; and also considers the placement of any child with a particular adopter. The Elected Member is a full member of the Panel and is defined as an 'independent panel member' by the Independent Review of Determinations (amendments) 2011. Under the performance objectives of the Panel, each member is asked to attend 75% of the meetings, which are currently held 6 weekly. In addition, each member is asked to attend any training events and induction events that are held at least annually and also to undergo an annual appraisal.
- 5.3. The role of the Adoption Panel and the appointment of Elected Members are governed by the Adoption Agency Regulations 2005 and the Adoption Agencies and Independent Review of Determinations (amendments) 2011, Adoption and Children Act 2002.
- 5.4. The Adoption Panel is made up of a central list and comprises of the following:
- Chair
 - Medical Advisor
 - Agency Members
 - Social Workers (2)
 - Elected Members (1)
 - Independent Members (3)
 - Additional Members (2)

Councillor L Jeuda served on the Adoption Panel during the 2018/19 municipal year.

Fostering Panel

- 5.5. The establishment of fostering panels is laid down by the Fostering Service (England) Regulations 2011. Regulation 23(1) requires the fostering service to provide a central list of persons considered to be suitable members of the Panel, similar to the Adoption Panel.
- 5.5. The Fostering Panel makes timely and appropriate recommendations in line with the overriding objective to promote the welfare of children in foster care. The Panel considers and advises on the suitability of persons who apply to be foster carers for children who are "cared for" by the local authority. It states what its recommendations are in respect of a particular

child or children and clarifies whether the prospective carers matching considerations are to be for certain ages or categories of children.

- 5.6 It considers the continuing approval of foster carers following their annual carer's review or other significant changes in their circumstances and advices on any other matters relating to the fostering service.
- 5.7 The Panel holds fortnightly meetings which are held in private. One nomination is required.
- 5.8 Councillor G Merry served on the Fostering Panel during the 2018/19 municipal year.
- 5.9 As with the Adoption Panel, the Fostering Panel is administered by Cheshire East Children's Services, and as such, is not an outside organisation.

6. Implications of the Recommendations

6.1. Legal Implications

- 6.1.1. There are no direct legal implications.

6.2. Finance Implications

- 6.2.1. There are no direct implications for finance.

6.3. Policy Implications

- 6.3.1. There are no direct implications for policy.

6.4. Equality Implications

- 6.4.1. There are no direct implications for equality.

6.5. Human Resources Implications

- 6.5.1. There are no direct implications for Human Resources.

6.6. Risk Management Implications

- 6.6.1. There are no direct risk management implications.

6.7. Rural Communities Implications

- 6.7.1. There are no direct implications for rural communities.

6.8. Implications for Children & Young People/Cared for Children

6.8.1. There are no direct implications for children and young people/Cared for Children.

6.9. Public Health Implications

6.9.1. There are no direct implications for public health.

7. Ward Members Affected

7.1. All Ward Members.

8. Access to Information

8.1. The background papers relating to this report can be inspected by contacting the report author.

9. Contact Information

9.1. Any questions relating to this report should be directed to the following officer:

Name: Brian Reed

Job Title: Head of Democratic Services and Governance.

Email: brian.reed@cheshireeast.gov.uk



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Council

Date of Meeting: 22 May 2019

Report Title: Appointments to the Cheshire Police and Crime Panel and the Cheshire Fire Authority

Senior Officer: Interim Director of Governance and Compliance

1. Report Summary

- 1.1. The report invites Council to make appointments to the Cheshire Police and Crime Panel and the Cheshire Fire Authority.

2. Recommendation/s

- 2.1. Council is asked to appoint:-
- (a) three Councillors and a nominated substitute to the Cheshire Police and Crime Panel;
 - (b) eight Councillors to Cheshire Fire Authority

3. Reasons for Recommendation/s

- 3.1. These bodies carry out statutory functions and appointments are needed to ensure that the Council meets its obligations.

4. Other Options Considered

- 4.1. Not applicable.

5. Background

Cheshire Police and Crime Panel

- 5.1. In accordance with Section 28 of the Police Reform and Social Responsibility Act 2011, each Police area must establish a Police and Crime Panel.

- 5.2. The Cheshire Police and Crime Panel comprises 10 Councillors appointed by the constituent Councils and the allocation of seats to Cheshire East Council is three. The Council is also requested to nominate a substitute Member.
- 5.3. The members for the 2018/19 municipal year were Councillors S Edgar, JP Findlow and M Warren with a vacancy for the nominated substitute.

Cheshire Fire Authority

- 5.4. The Cheshire Fire Authority is the Combined Fire Authority of Cheshire West and Chester, Cheshire East, Halton and Warrington Councils and it has a membership of 23:-
- Halton – 3 members
Warrington – 5 members
Cheshire West and Chester – 7 members
Cheshire East – 8 members
- 5.5. The members for the 2018/19 municipal year were Councillors D Bailey, B Dooley, D Flude, G Hayes, D Mahon, G Merry, M Simon and J Weatherill.

6. Implications of the Recommendations

6.1. Legal Implications

- 6.1.1. There are no direct legal implications.

6.2. Finance Implications

- 6.2.1. There are no direct implications for finance.

6.3. Policy Implications

- 6.3.1. There are no direct implications for policy.

6.4. Equality Implications

- 6.4.1. There are no direct implications for equality.

6.5. Human Resources Implications

- 6.5.1. There are no direct implications for Human Resources.

6.6. Risk Management Implications

- 6.6.1. There are no direct risk management implications.

6.7. Rural Communities Implications

6.7.1. There are no direct implications for rural communities.

6.7.2. Implications for Children & Young People/Cared for Children

6.7.3. There are no direct implications for children and young people/Cared for Children.

6.8. Public Health Implications

6.8.1. There are no direct implications for public health.

7. Ward Members Affected

7.1. All Ward Members.

8. Access to Information

8.1. The background papers relating to this report can be inspected by contacting the report author.

9. Contact Information

9.1. Any questions relating to this report should be directed to the following officer:

Name: Brian Reed

Job Title: Head of Democratic Services and Governance

Email: brian.reed@cheshireeast.gov.uk

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COUNCIL MEETING – 22 MAY 2019**INTERIM APPOINTMENT OF DIRECTOR OF GOVERNANCE AND COMPLIANCE****RECOMMENDATION**

That the urgent decision in relation to the appointment of the Interim Director of Governance and Compliance be noted and be reported to Council on 22 May 2019.

Extract from the Minutes of the Staffing Committee meeting on 25 April 2019

38 INTERIM APPOINTMENT OF DIRECTOR OF GOVERNANCE AND COMPLIANCE

The Committee considered a report which detailed the appointment of the Interim Director of Governance and Compliance and received a verbal report on the recruitment of the Director of Governance and Compliance.

The new Corporate Services structure came into effect on 1 April 2019 and included a new post of Director of Governance and Compliance, whose role included that of monitoring officer. As the appointment of monitoring officer would normally be made by Council, which would not be meeting until 22 May 2019, the Acting Chief Executive under the urgency procedure had taken the decision on the appointment of the Interim Director of Governance and Compliance. There would have been an unacceptable risk to the Council to be without a monitoring officer for the period 1 April and 22 May 2019.

The Chairman gave an update on the appointment process for the Director of Governance and Compliance following the interviews undertaken by the Staffing Committee on 10 April 2019 and reported that the usual formalities for the preferred candidate were now being completed on a confidential basis. It was expected that the preferred candidate would be recommended to Council on 22 May 2019 as per the process for a Statutory Officer.

RESOLVED: That

- 1 that the urgent decision in relation to the appointment of the Interim Director of Governance and Compliance be noted and be reported to Council on 22 May 2019; and
- 2 the verbal update on the appointment of the Director of Governance and Compliance be noted.

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Staffing Committee

Date of Meeting: 25 April 2019

Report Title: Interim Appointment of Director of Governance and Compliance (incorporating the Statutory Monitoring Officer role)

Senior Officer: Sara Barker, Head of HR

1. Report Summary

- 1.1 In ordinary circumstances the Constitution requires that Staffing Committee undertake the recruitment and selection processes in respect of the Statutory Officers: S151 Officer, Monitoring Officer and Head of Paid Service, and makes a recommendation to full Council which confirms (or not) Staffing Committee's recommended appointment.
- 1.2 A requirement to introduce immediate interim arrangements for the role of Director of Governance and Compliance (incorporating the Statutory Monitoring Officer role) has recently arisen. For this reason, urgency procedures were applied.
- 1.3 In accordance with the urgency procedures, the Acting Chief Executive has taken the decision in relation to the interim appointment for the role in consultation with the Cabinet members, the Chairman and Vice Chairman of the Staffing Committee, the Mayor and the Council's Political Group Leaders. In addition legal advice and the advice of the S151 Officer was taken.
- 1.4 In line with constitutional requirements the decision is reported for information to Staffing Committee, by the Chairman. In addition the whole of the Council were notified.

2. Recommendations

- 2.1. That the urgent decision be noted as outlined in Section 3 and 4 of this report.

2.2. That the decision noted by Staffing Committee, be reported to Council on 22nd May 2019.

3. Reasons for Recommendation/s

3.1 The Need for Urgency Procedures

The need to use urgency procedures arose as a consequence of a number of factors. The following is a non-exhaustive summary:

- The recently agreed new Corporate Services structure came into effect on 1 April 2019 and included a new post of Director of Governance and Compliance.
- The range of responsibilities of this post is wide and differs from that of the previous Director of Legal Services role; in any event the acting up arrangements which had been in place ended on 31 March 2019.
- Whilst the current range of responsibilities of the previous Director role included Legal and Democratic Services, the new role also includes Internal Audit. The postholder must also have significant experience in this area of work.
- The Director of Governance and Compliance is also the Monitoring Officer and therefore the appointment would normally be made by Council. As the next Council meeting does not take place until 22 May, there would have been an unacceptable risk to the Council in being without a Monitoring Officer for the period between 1 April and 22 May 2019. There could also have been serious reputational damage to the Council.

3.2 The Selection Process

With the help of recruitment agents, the Acting Chief Executive was provided with a list of suitable candidates, which she carefully considered. Having done so, she has determined that “the appointee” should be appointed to the role to cover the period until a permanent appointment is made to the post of Director of Governance and Compliance.

3.3 The Interim Appointment

The appointee has sufficient skills and experience to cover the post of Director of Governance and Compliance until a further appointment can be made.

The daily rate is £995 plus a 16% management fee to the agency.

4. Other Options Considered

- 4.1. There was no realistic alternative to the course of action proposed for the reasons stated in 3.1.

5. Background

- 5.1. There has been an acting up arrangement in place to the post of Director of Legal Services since April 2017 due to the absence and subsequent resignation of the substantive post-holder. This acting up arrangement which had been in place ended on 31 March 2019
- 5.2. Following formal consultation, a new Corporate Services management structure came into effect on 1 April 2019. In this structure, the post of Director of Legal Services ceased to exist.
- 5.3. There is a new post Director of Governance and Compliance with a broader and different range of responsibilities including Internal Audit. The postholder must also have significant experience in this area of work.
- 5.4. As the Director of Governance and Compliance is also the Monitoring Officer, the appointment would normally be made by Council. Emergency powers have been used because of the unacceptable risk to the Council in being without a Monitoring Officer for the period from 1 April to the date of the next Council meeting on 22 May 2019.

6. Implications of the Recommendations

6.1. Legal Implications

This is a statutory post. The legal implications for the council are minimised by the appointment of an interim post-holder until the post can be permanently appointed to.

6.2. Finance Implications

The daily rate for the post is more than that for a permanent appointment. However, it is short-term and the cost will be offset against the salary already budgeted for the post until an appointment is made, and managed within the approved budget for Governance and Compliance.

6.3. Policy Implications

There are no policy implications

6.4. Equality Implications

There are no equality implications.

6.5. Human Resources Implications

This is an interim role which will cease on the permanent appointment is made.

6.6. Risk Management Implications

There would be an unacceptable risk to the Council in being without a Monitoring Officer for the period between 1 April and 22 May 2019. There could also have been serious reputational damage to the Council.

6.7. Rural Communities Implications

There are no direct implications for rural communities.

6.8. Implications for Children & Young People/Cared for Children

There are no direct implications for children and young people.

6.9. Public Health Implications

There are no direct implications for public health.

7. Ward Members Affected

None

8. Access to Information

The background papers relating to this report can be inspected by contacting the report writer

9. Contact Information

Any questions relating to this report should be directed to the following officer:

Name: Sara Duncalf

Job Title: Acting HR Business Partner

Email: sara.duncalf@cheshireeast.gov.uk



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Council

Date of Meeting: 22 May 2019

Report Title: Appointment of the Director of Governance and Compliance (and Monitoring Officer)

Senior Officer: Mark Taylor, Interim Director of Corporate Services

1. Report Summary

1.1 The Staffing Committee met on 10 April 2019 and resolved that Council be recommended to approve the appointment of Jan Bakewell to the new position of Director of Governance and Compliance, including the Monitoring Officer role, at the inclusive salary of £102,842.00, and subject to satisfactory references and Cabinet consultation.

1.2 Subsequently, Cabinet members were consulted and supported the recommendation.

1.3 Satisfactory references have also been received in respect of Jan Bakewell following the selection process on 10 April 2019.

2. Recommendation

The Council be recommended to approve the appointment of Jan Bakewell as the Director of Governance and Compliance (and Monitoring Officer) on an inclusive salary of £102,842 per annum.

3. Reasons for Recommendation/s

In accordance with the Constitution, Council must approve the appointment of the Council's Monitoring Officer as a Statutory Officer.

4. Other Options Considered

Not applicable

5. Background

- 5.1 The recruitment process for the Director of Governance and Compliance (and Monitoring Officer) has been conducted by the Staffing Committee.
- 5.2 There were 19 applicants for the post, 11 were taken forward to long-listing. Following short-listing five applicants were invited to interview, with one person withdrawing from the process. Four candidates attended the final selection process which involved an assessment centre including presentation and a formal interview with the Staffing Committee Members on 10 April 2019.
- 5.3 The Staffing Committee Members agreed that the position of Director of Governance and Compliance (and Monitoring Officer) be offered to Jan Bakewell.
- 5.4 Satisfactory references have been received in respect of Jan Bakewell following the selection process on 10 April 2019.
- 5.5 Jan Bakewell is currently the Deputy Director, Legal & Governance at St Helen's Borough Council and Monitoring Officer. She has 20 years practising experience and was Head of Legal Service (from October 2010) prior to her current position.

6. Implications of the Recommendations

6.1. Legal Implications

The designation of Monitoring Officer must be approved by Council. The Monitoring Officer is appointed under Section 5 of the Local Government and Housing Act 1989.

6.2. Finance Implications

This post of Director of Governance and Compliance (and Monitoring Officer) is an established position within the Council's senior management structure and funded within the Council's staffing budgets.

6.3. Policy Implications

There are no direct policy implications.

6.4. Equality Implications

There are no direct equality implications.

6.5. Human Resources Implications

Actions have been undertaken in accordance with the Constitution and appropriate policies and procedures.

6.6. Risk Management Implications

Actions have been undertaken in accordance with appropriate policies procedures and scheme of officer delegation.

6.7. Rural Communities Implications

There are no direct implications for rural communities.

6.8. Implications for Children & Young People/Cared for Children

There are no direct implications for children and young people.

6.9. Public Health Implications

There are no direct implications for public health.

7. Ward Members Affected

None applicable.

8. Access to Information

None applicable.

9. Contact Information

Any questions relating to this report should be directed to the following officer:

Name: Sara Duncalf

Job Title: Acting HR Business Partner

Email: sara.duncalf@cheshireeast.gov.uk

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COUNCIL – 22 MAY 2019**NOTICES OF MOTION**

Submitted to Council in Accordance with paragraph 1.34 of the Council Procedural Rules

1 CHANGE IN THE COUNCIL'S GOVERNANCE ARRANGEMENTS

Proposed by Cllr James Nicholas

This Council is committed to implementing a change in decision-making governance arrangements, comprising the cessation of the current Leader and Cabinet model of governance, and the implementation of a full Committee model of governance; this to be developed during 2019/20 with a view to the new arrangements taking effect from the beginning of the 2020/21 Municipal Year, subject to a legally and constitutionally robust process, led by the Council's Constitution Committee, and agreed by Council.

2 CLIMATE CHANGE

Proposed by Cllr Sam Corcoran

This Council notes that on 1 May Parliament declared an environment and climate emergency and

- a) requests that a Cheshire East Environmental Strategy is brought forward as a matter of urgency
- b) commits to the target of Cheshire East Council being carbon neutral by 2025 and asks that details of how to meet this commitment are included in the Environmental Strategy
- c) will work to encourage all businesses, residents and organisations in Cheshire East to reduce their carbon footprint by reducing energy consumption and promoting healthy lifestyles

motion passed by Parliament 1/5/19

That this House declares an environment and climate emergency following the finding of the Inter-governmental Panel on Climate Change that to avoid a more than 1.5°C rise in global warming, global emissions would need to fall by around 45 per cent from 2010 levels by 2030, reaching net zero by around 2050; recognises the devastating impact that volatile and extreme weather will have on UK food production, water availability, public health and through flooding and wildfire damage; notes that the UK is currently missing almost all of its biodiversity targets, with an alarming trend in species decline, and that cuts of 50 per cent to the funding of Natural England are counterproductive to tackling those problems; calls on the Government to increase the ambition of the UK's climate change targets under the Climate Change Act 2008 to achieve net zero emissions before 2050, to increase support for and set ambitious, short-term targets for the roll-out of renewable and low carbon

energy and transport, and to move swiftly to capture economic opportunities and green jobs in the low carbon economy while managing risks for workers and communities currently reliant on carbon intensive sectors; and further calls on the Government to lay before the House within the next six months urgent proposals to restore the UK's natural environment and to deliver a circular, zero waste economy.