

**To all Members of the County Council**

An ordinary meeting of the County Council will be held at **10.30 am** on **Friday, 20 July 2018** at **County Hall, Chichester**.

**Agenda**

1. **Apologies for Absence**

2. **Members' Interests**

Members are asked to disclose any pecuniary or personal interests in matters appearing on the agenda.

3. **Minutes** (Pages 9 - 38)

The Council is asked to confirm the minutes of the ordinary meeting of the County Council held on 8 June 2018.

10.45 am

4. **Appointments**

To consider any proposed changes by the Groups to appointments. Any proposals will be circulated and changes will take effect from the end of the meeting.

5. **Address by a Cabinet Member**

At the discretion of the Chairman, to receive any address by a Cabinet Member on a matter of urgency and/or significant interest to the County Council and which relates to the powers and responsibilities of the County Council or which affects the Council.

6. **Notices of Motion**

(a) **Motion on Academies**

To consider the following motion, submitted by Mr High, notice of which was given on 3 July 2018.

'This Council recognises the concerns raised with members by a number of parents and residents about recent events at Thomas Bennett Community College in Crawley. The Council also recognises that many people have been looking to the County Council to provide a lead on this issue and to intervene in a way which many would expect of their Local Education Authority, but that whilst the Director of Education and Skills has been able to raise her concerns about the matter with the Regional Schools Commissioner, the Council has been unable to take any more proactive action on

this as the school is an Academy under the control of a Multi-Academy Trust.

This Council is concerned that, whilst schools which have been judged to be Inadequate by OFSTED can be the subject of a Directed Academy Order imposed by the Regional Schools Commissioner, there is no legal mechanism via which an Academy which is experiencing difficulties can be returned to local authority control, even if it is clear that that is the outcome which parents want. This leaves the County Council powerless to act directly in response to parents' concerns.

The Council therefore requests the Leader and the Cabinet Member for Education and Skills to write to the Secretary of State for Education urging him to change the law to enable local authorities to have greater powers of intervention, challenge and support when Academies are causing concern, and to introduce a mechanism to enable Academies to be returned to local authority maintained status when circumstances deem that to be in the best interests of the individual school in question.'

(b) **Motion on Cycling**

To consider the following motion, submitted by Dr O'Kelly, notice of which was given on 28 June 2018.

'This Council recognises the significant work being done by the Cabinet to promote the benefits of increasing cycle journeys, in terms of improving fitness, reducing congestion and the need to provide additional parking spaces, and improving air quality, as well as opening up the countryside for both residents and visitors. Along with the undoubted benefits of making cycling easier, there are also a number of issues that need to be addressed for the benefit of all residents and visitors to West Sussex. There are also new developments, such as electric bikes and increasing numbers of motorised scooters, which should, ideally, be segregated from pedestrians as far as possible in town centres.

The Council therefore calls on the Cabinet to hold a county-wide Cycling Summit to explore all the issues more fully, involving the whole range of stakeholders to address at least the following issues:

- (1) The health benefits of increasing cycling miles and how this can be achieved;
- (2) The role of cycling in addressing congestion and air quality;
- (3) Increasing cycle commuting and the role of employers in encouraging this;

- (4) Cycling Safety;
- (5) Cycle tourism - opportunities and threats, including a presumption against road closures for large cycle events and damage to popular off-road routes;
- (6) Cycling education, and involving schools and other educational establishments in promoting cycling;
- (7) Involving businesses, and encouraging them to promote cycling through their travel plans;
- (8) Maximising grant funding and exploring other ways of funding new high quality infrastructure;
- (9) Design standards and increasing cycling infrastructure and capacity; and
- (10) Recognising the different challenges of promoting cycling in urban and rural environments and working with district, borough, parish and neighbourhood councils, and the South Downs National Park Authority.'

(c) **Motion on Velo South**

To consider the following motion, submitted by Dr O'Kelly, notice of which was given on 28 June 2018.

'This Council recognises that the forthcoming Velo South on-road cycle event will raise the profile of West Sussex. This Council equally acknowledges the impact the proposed road closures will have on those residents and businesses who are along and within the loop of the route and therefore calls on the Leader and the Cabinet for Highways and Infrastructure to take steps to minimise that impact by working with the event organisers to either abandon the road closures or introduce 'short rolling road closures for the elite cyclists only', noting that 'rolling' closures have been the norm for previous major cycle events in the county.'

(d) **Motion on Costs of Citizenship for Children**

To consider the following motion, submitted by Mrs Mullins, notice of which was given on 2 July 2018.

'In the UK today, there are significant numbers of children who do not currently have British citizenship, but have rights to register as British citizens. Many of these children were born in the

UK, and others have lived here from a young age, been raised here, educated here, and have never known any other home. Without access to their citizenship rights, children may find themselves denied opportunities extended to their peers, such as the chance to participate in a school trip, or to be eligible for funding, so they can undertake higher education.

There are a number of barriers to children registering their citizenship. Registration can be a complex process of prohibitive cost. Children are charged £1,012 for a process whose administrative cost is published at £372, meaning government is making a profit of £640 from every child who claims their rights. No child should be denied their citizenship rights by reason of a fee. There is no substitute for citizenship, which is vital to future security and sense of belonging.

This Council recognises:

- (a) That the profit-making element of the fee, to register citizenship, discourages the best outcomes for many of the UK's children;
- (b) Because of their duties as corporate parents, the fee for children to register will fall on councils, in the many cases where children looked after qualify for citizenship; and
- (c) The fee puts councils, in the unacceptable position, of having to weigh the benefits of citizenship, to a child in their care, against the cost to the council of assisting a child in claiming that right.

This Council therefore resolves to ask the Cabinet Member for Children and Young People:

- (1) To write to the Minister of Immigration, demanding that the fee for children to register as British citizens is reduced to the administrative cost; and demanding that children looked after are exempted from the fee in its entirety; and
- (2) To identify children in the Council's care who are entitled to citizenship, and make sure they are aware of their rights and supported to claim them.'

(e) **Motion on the Military Covenant**

To consider the following motion, submitted by Lt Cdr Atkins, notice of which was given on 3 July 2018.

'This Council congratulates the work undertaken by

the Cabinet Member for Safer, Stronger Communities for the work she has undertaken to obtain the Military Covenant Silver Award. As demonstrated at the last County Council meeting, the Council:

- (a) Applauds the work of our military service personnel, acknowledges the personal sacrifices in battle and peace time.
- (b) Acknowledges the challenges faced on entering civilian life.
- (c) Is deeply conscious of the impact of PTSD on veterans.

The Council therefore calls on the Cabinet Member to make every effort to achieve the Gold Award for the Military Covenant in this coming year by:

- (1) Actively ensuring that the County Council's workforce is aware of the positive policies towards defence people matters.
- (2) Actively promoting the County Council's good practice to other councils, our contractors and suppliers and other partner organisations.
- (3) Working with the Military Covenant Board to develop more 'drop in centres' across West Sussex similar to the Littlehampton Veterans Breakfast Club.'

7. **Adoption of the West Sussex Joint Minerals Local Plan**  
(Pages 39 - 42)

The County Council is asked to adopt the Joint Minerals Local Plan, incorporating the main modifications recommended by the Inspector and other minor changes, in the light of the report by the Cabinet Member for Highways and Infrastructure. Once formally adopted the Plan will become part of the statutory 'development plan' for West Sussex, replacing the West Sussex Minerals Local Plan (2003).

Copies of the proposed modifications to the Plan (Appendix A) and the Draft Plan (Appendix B) have been printed separately and are enclosed with the agenda.

8. **West Sussex County Council Annual Report 2017/18**  
(Pages 43 - 44)

The County Council is asked to consider the Council Annual Report 2017/18, in the light of a report by the Leader. A copy of the draft Annual Report is enclosed.

**Lunch (In the event that the morning business is finished before lunch the afternoon business will be brought forward as appropriate.)**

9. **Governance Committee: Review of the Constitution**  
(Pages 45 - 52)

A technical review has been undertaken of the County Council's Constitution, with an aim of making it a more accessible document, removing duplication and simplifying some of the more technical language. The Council is asked to approve the proposed changes, in the light of a report by the Governance Committee.

10. **Standards Committee: Review of the Constitution - Codes of Conduct** (Pages 53 - 56)

To consider changes to the Codes of Conduct with the intention of simplifying and streamlining the Constitution, in the light of a report by the Standards Committee.

11. **Governance Committee: Independent Remuneration Panel Review of Member Allowances** (Pages 57 - 64)

A new Members' Allowances Scheme came into effect in May 2017, based on a Scheme recommended by the Independent Remuneration Panel (IRP) to Council in December 2016. The Council asked the IRP to review the Scheme after about a year of operation and the IRP has now completed that review. The Council is asked to consider the IRP's proposals, in the light of a report by the Governance Committee.

12. **Governance Committee: Staff Appeals Panel - Proposals for Change** (To Follow)

To consider changes to the working of the Staff Appeals Panel, in the light of a report by the Governance Committee.

13. **Governance Committee: Pay Policy Statement 2018/19** (To Follow)

To consider changes to the Pay Policy Statement, in the light of a report by the Governance Committee.

14. **Annual Report of the Standards Committee** (Pages 65 - 66)

The Council is asked to note a report from the Standards Committee on its activities for the period May 2017 to April 2018.

15. **Question Time** (Pages 67 - 78)

Questions to the Leader and Cabinet Members on matters contained within the Cabinet report, written questions and any other questions relevant to their portfolios. Members may also ask questions of the Leader on anything that is currently relevant to the County Council. The report covers relevant Council business or developments in respect of portfolios arising since the meeting of the Council on 8 June

2018. A supplementary report may be published.

*(2 hours is allocated for Question Time)*

16. **Motion on the EU**

To consider the following motion, submitted by Dr Walsh, notice of which was given on 26 June 2018.

'West Sussex County Council believes:

- (1) That there is mounting and indisputable evidence of damage that a 'hard Brexit' would cause both to the national economy and to our regional economy.
- (2) The damage to our international relationships, the reducing influence with other states and the complete loss of say and control over the rules of the European Single Market and Customs Union, the largest market in the world will be very severe.
- (3) That the Government has totally mismanaged the Brexit negotiations and has failed to work closely with Scotland/Wales/regions and local authorities and listen to our concerns.
- (4) That businesses within our region, like those elsewhere in the UK, are reconsidering investment plans in new production and new jobs while they await the Brexit deal.
- (5) That the current rights of EU citizens living in the UK should always be fully protected and not used as a bargaining chip by the UK Government.

The Council notes:

- (1) The increasing problems that the NHS is having in recruiting nurses and doctors since the decision to leave the European Union was made and that this is having a real impact on the health of local residents.
- (2) With concern, the potential impact of Brexit both on our local economy and on established mutually beneficial partnerships and links with European businesses.
- (3) That the UK economy is now the slowest growing economy in Europe, reducing the prosperity of the UK and our local residents.
- (4) That new investment in the region is being jeopardised and new job opportunities are being lost.
- (5) That Inflation caused by Brexit-related depreciation of the pound is driving up living costs for all our residents, and a further squeezing on living standards.

- (6) That Bristol, Brighton & Hove and Hammersmith & Fulham councils have already passed motions that back a vote on the final deal with an option to stay within the European Union.

West Sussex County Council resolves to:

- (1) Request the Leader of the Council to write to our local Members of Parliament and the Secretary of State for Housing, Communities and Local Government, expressing this Council's strong desire for a public referendum on the final deal, including the option to maintain full EU membership; and
- (2) Request the Leader of the Council to write to all Leaders of local authorities and/or the Local Government Association urging them to also adopt a policy calling for a public referendum on the final deal including an option to maintain full EU membership.'

### **County Council concludes**

Items not commenced by 4.15 p.m. will be deferred to the following meeting.

Director of Law and Assurance  
11 July 2018

The times stated indicate the latest end times for previous business and should not be relied on as start times for subsequent items

### **Webcasting**

Please note: this meeting may be filmed for live or subsequent broadcast via the County Council's website on the internet - at the start of the meeting the Chairman will confirm if all or part of the meeting is to be filmed. The images and sound recording may be used for training purposes by the Council.

Generally the public gallery is not filmed. However, by entering the meeting room and using the public seating area you are consenting to being filmed and to the possible use of those images and sound recordings for webcasting and/or training purposes.