

**Norfolk County Council**

**Minutes of the Meeting Held on 28 April 2014**

<b>Present:</b>	Mr T Adams	Mr T Jermy
	Mr S Agnew	Mr C Jordan
	Mr C Aldred	Mr J Joyce
	Mr S Askew	Ms A Kemp
	Mr R Bearman	Mr M Kiddle-Morris
	Mr R Bird	Mr J Law
	Mr B Borrett	Mrs J Leggett
	Dr A Boswell	Mr B Long
	Mr B Bremner	Mr I Mackie
	Mrs J Brociek-Coulton	Mr I Monson
	Mr A Byrne	Mr J Mooney
	Mr M Carttiss	Mrs E Morgan
	Mr M Castle	Mr S Morphew
	Mrs J Chamberlin	Mr G Nobbs
	M Chenery of Horsbrugh	Mr W Northam
	Mr J Childs	Mr R Parkinson-Hare
	Mr S Clancy	Mr J Perkins
	Mr R Coke	Mr A Proctor
	Mr D Collis	Mr D Ramsbotham
	Ms E Corlett	Mr W Richmond
	Mrs H Cox	Mr D Roper
	Mr D Crawford	Mr M Sands
	Mr A Dearnley	Mr N Shaw
	Mrs M Dewsbury	Mr M Smith
	Mr N Dixon	Mr R Smith
	Mr T East	Mr P Smyth
	Mr T FitzPatrick	Mrs M Somerville
	Mr C Foulger	Mr B Spratt
	Mr T Garrod	Mr M Storey
	Ms D Gihawi	Dr M Strong
	Mr P Gilmour	Mrs A Thomas
	Mr A Grey	Mr D Thomas
	Mr A Gunson	Mr J Timewell
	Mrs S Gurney	Miss J Virgo
	Mr P Hacon	Mrs C Walker
	Mr B Hannah	Mr J Ward
	Mr D Harrison	Mr B Watkins
	Mr S Hebborn	Ms S Whitaker
	Mr H Humphrey	Mr M Wilby
	Mr B Iles	Mrs M Wilkinson
		Mr A White

**Total present: 81**

## **Apologies for Absence:**

Apologies were received from Mr M Baker, Mr J Dobson and Mr E Seward.

### **1 Chairman's Announcements**

- 1.1 The Chairman thanked members for supporting her Coast to Coast walk, promoting Norfolk's footpaths and raising funds for the Big C, cancer charity. She noted that on her 3 day walk across the county from King's Lynn to Great Yarmouth she had met many representatives from businesses and communities and she had hosted receptions in Gressenhall, Tasburgh and Great Yarmouth itself. She thanked everyone for their generous contributions and support along the way.

### **2 Declarations of Interest**

There were no interests declared.

### **3 Proposed Model of Committee Governance for Norfolk County Council**

- 3.1 Mr Paul Smyth moved this report as Chairman of the Committee Governance Steering Group, including comments from the Constitution Advisory Group, and confirmed his recommendations to Council as follows:
- a) To adopt the new Committee Governance Model for Norfolk County Council set out at Appendix 1 of the report from the Head of Law and Monitoring Officer: Proposed Model of Committee Governance for Norfolk County Council, dated 28 April 2014
  - b) To adopt the new Constitution set out at Appendix 3 of that document
- 3.2 Mr Brian Hannah seconded the proposals for a new model of committee governance and the Steering Group's recommendations.
- 3.3 Mr Jason Law proposed an amendment which stated:

Replace first paragraph of "9. Checks and balances in the committee governance model", starting "An important principle..." with text from paragraphs 7.3 to 7.5 of Appendix 12 (pages 20-21 of the Council papers):

"It is proposed that if 3 Members "call-in" a decision of a Service Committee, within 7 calendar days of the committee making the decision, the item of business that has been "called-in" will become contested business.

"Items that have become contested business will be referred to a committee for scrutiny, as with the current Cabinet Scrutiny call-in function. This committee will be able to make a recommendation that the decision-making body reconsiders its decision or that the decision is sound and no further action should be taken. It is not possible to create a power to override the decision-making body as this would be unlawful.

"While there are several options for the proper place for a 'call-in' to be heard, it is proposed these will take place in a contested business committee of 20 members drawing 4 members from each Service Committee, sitting as a committee of 10 on a rotational basis."

3.4 Mr Smyth confirmed that he was not prepared to accept the amendment. Mr Tony Adams seconded the amendment.

3.5 Following a debate, the amendment put by Mr Law, regarding a proposal to create a Call-In procedure and contested business committee, was put to a recorded vote (Appendix A) and with 39 in favour, 41 against, the motion was **LOST**.

3.6 Mr Andrew Proctor proposed an amendment which stated:

Replace paragraph 6 of page 8 of the report, starting “Chairs and Vice-Chairs of the service committees will be elected...” with paragraph 4.3 of Appendix 2 (page 15 of the Council papers), “Each Service Committee will elect its Chairman and Vice-Chairman annually”.

3.7 Mr Smyth confirmed that he was not prepared to accept the amendment. Mr Tom Fitzpatrick seconded the amendment.

3.8 Following a debate, Mr East proposed that the meeting move to the vote. This was seconded and agreed by the Council.

3.9 The amendment by Mr Proctor, regarding a revised proposal for electing chairmen and vice-chairmen to the service committees, was then put to a recorded vote (Appendix B) and with 38 in favour, 42 against, the motion was **LOST**.

3.10 A third amendment was presented by Mrs Alison Thomas which stated:

Under Paragraph “3. Service committees”, replace “There will be 5 service committees” with “There will be five service committees, plus the policy and resources committee” so the amended paragraph reads, “There will be 5 service committees, plus policy and resources committees, covering the following functions”.

Insert an additional row into the table above Policy and Resources Committee as follows:

(Left column) “Corporate Resources”

(Right column) “Incorporating enabling corporate services including ICT, finance, human resources and procurement”.

Under “4. Policy & Resource Committee”, between the words “in the developing the Council’s budget, the committee will work with” and “Chairs” insert, “Members with Special Responsibility”.

From the penultimate paragraph replace “In addition, the Policy and Resources Committee has” with “The”. Prior to the full stop at the end of the paragraph, add “shall be the remit of the fifth Service Committee, Corporate Resources, as outlined in the table above”.

Replace “The Chairs and Vice-Chairs of service committees will not sit on Policy and Resources”, with “No member serving on the Policy & Resources Committee will be able to serve on a service committee”.

In “7. Urgent decisions”, before “seeking the views of the Chair and Vice-Chair...” add, “in consultation with the Member with Special Responsibility and”.

In "8. Delegated decisions" replace "Committee Chair and Vice-Chair" with "Member with Special Responsibility".

In "11. Transitional Arrangements" replace "Committee Chair and Vice-Chair" with "Member with Special Responsibility".

Insert a new final paragraph, "The Policy and Resources Committee to reflect the committee outlined in numbered paragraph 5 of Appendix 2, titled "Policy & Resources Committee", on page 17 of the Council papers".

3.11 The amendment was seconded by Mr Cliff Jordan. Mr Smyth confirmed that he was not prepared to accept the amendment.

3.12 Following a debate on the amendment by Mrs Thomas, to create an additional Service Committee titled "Corporate Resources" Committee, Mr Childs, seconded by Mr Hebborn, called for an end to the discussion and for a vote to be taken immediately. The call to vote by all members of Council was put to a show of hands and, with 39 for and 36 against, it was **CARRIED**. A recorded vote was requested (Appendix C) and with 38 in favour, 41 against, the amendment by Mrs Thomas was **LOST**.

3.13 Mr Martin Wilby presented an amendment which stated;

Replace the text beneath paragraph title "6. Area Arrangements" with:

"At this time, the Council does not wish to consider setting up area committees".

3.14 Mrs Jenny Chamberlin seconded the amendment and Mr Smyth confirmed that he was not prepared to accept the amendment.

3.15 Following a debate, the amendment by Mr Wilby, to defer the creation of area committees, was put to a show of hands and with 38 in favour, 40 against and 1 abstention, the motion was **LOST**.

At this point in the meeting, at 1.10pm, the meeting adjourned for a 30 minute break.

3.16 Mr Tom Garrod presented an amendment which stated:

Replace the penultimate paragraph of "3. Service Committees" with "The Committees will meet 7 times a year".

3.17 Mr Smyth confirmed that he **ACCEPTED** the amendment to increase the number of times service committees met to 7 times per year.

3.18 The Chairman noted that an amendment to be presented by Mr John Dobson would not be considered, as Mr Dobson was not present to move the proposal. There being no further amendments, she confirmed that the Council should proceed to the substantive motion, as amended.

3.19 At this point, Mr Spratt requested, seconded by Mr Castle, that the Council proceed to the vote. However, the Chairman, having regard to the number of speakers indicating a wish to talk on the matter, determined that she would not accept the proposal but to continue with the debate.

- 3.20 Following a debate, the substantive motion was put by the Chairman of the Committee Governance Steering Group as follows:
- a) To adopt the new Committee Governance Model for Norfolk County Council set out at Appendix 1 of the report from the Head of Law and Monitoring Officer: Proposed Model of Committee Governance for Norfolk County Council, dated 28 April 2014
  - b) To adopt the new Constitution set out at Appendix 3 of that document, subject to service committees meeting 7 times per year.
- 3.21 The matter was put to a recorded vote (Appendix D) and with 41 in favour, 34 against and 1 abstention, the motion was **CARRIED**.

The meeting concluded at 3.35pm.

#### **Chairman**

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**Norfolk County Council**  
28 April 2014

Appendix A

**Recorded Vote – Minute 3.5 –  
To Create a Call-In Process and Contested Business Committee**

Name	For	Against	Abstain	Name	For	Against	Abstain
<b>Adams</b> Tony	x			<b>Jermy</b> Terry		x	
<b>Agnew</b> Stephen		x		<b>Jordan</b> Cliff	x		
<b>Aldred</b> Colin		x		<b>Joyce</b> James		x	
<b>Askew</b> Stephen	x			<b>Kemp</b> Alexandra	x		
<b>Baker</b> Michael		ABSENT		<b>Kiddle-Morris</b> Mark	x		
<b>Bearman</b> Richard		x		<b>Law</b> Jason	x		
<b>Bird</b> Richard		x		<b>Leggett</b> Judy	x		
<b>Borrett</b> Bill	x			<b>Long</b> Brian	x		
<b>Boswell</b> Andrew		x		<b>Mackie</b> Ian	x		
<b>Bremmer</b> Bert		x		<b>Monson</b> Ian	x		
<b>Brociek-Coulton</b> Julie		x		<b>Mooney</b> Joe	x		
<b>Byrne</b> Alec	x			<b>Morgan</b> Elizabeth		x	
<b>Cartiss</b> Michael	x			<b>Morphew</b> Steve		x	
<b>Castle</b> Mick		x		<b>Nobbs</b> George		x	
<b>Chamberlin</b> Jenny	x			<b>Northam</b> Wyndham	x		
<b>Chenery of Horsbrugh</b> Michael	x			<b>Parkinson-Hare</b> Rex		x	
<b>Childs</b> Jonathon		x		<b>Perkins</b> Jim		x	
<b>Clancy</b> Stuart		ABSENT		<b>Proctor</b> Andrew	x		
<b>Coke</b> Toby		x		<b>Ramsbotham</b> David		x	
<b>Collis</b> David		x		<b>Richmond</b> William	x		
<b>Corlett</b> Emma		x		<b>Roper</b> Daniel		x	
<b>Cox</b> Hilary	x			<b>Sands</b> Mike		x	
<b>Crawford</b> Denis		x		<b>Seward</b> Eric	ABSENT		
<b>Dearnley</b> Adrian		x		<b>Shaw</b> Nigel	x		
<b>Dewsbury</b> Margaret	x			<b>Smith</b> Matthew		x	
<b>Dixon</b> Nigel	x			<b>Smith</b> Roger	x		
<b>Dobson</b> John		ABSENT		<b>Smyth</b> Paul		x	
<b>East</b> Tim		x		<b>Somerville</b> Margaret	x		
<b>FitzPatrick</b> Tom	x			<b>Spratt</b> Bev	x		
<b>Foulger</b> Colin	x			<b>Storey</b> Martin	x		
<b>Garrod</b> Tom	x			<b>Strong</b> Marie		x	
<b>Gihawi</b> Deborah		x		<b>Thomas</b> Alison	x		
<b>Gilmour</b> Paul		x		<b>Thomas</b> David		x	
<b>Grey</b> Alan		x		<b>Timewell</b> John		x	
<b>Gunson</b> Adrian	x			<b>Virgo</b> Judith	x		
<b>Gurney</b> Shalagh	x			<b>Walker</b> Colleen		x	
<b>Hacon</b> Pat		x		<b>Ward</b> John	x		
<b>Hannah</b> Brian		x		<b>Watkins</b> Brian		x	
<b>Harrison</b> David		x		<b>Whitaker</b> Sue		x	
<b>Hebborn</b> Stan		x		<b>White</b> Tony	x		
<b>Humphrey</b> Harry	x			<b>Wilby</b> Martin	x		
<b>Iles</b> Brian	x			<b>Wilkinson</b> Margaret		x	

For 39, Against 41 – **LOST**

**Norfolk County Council**  
**28 April 2014**

**Appendix B**

**Recorded Vote – Minute 3.9**

A proposal for electing chairmen and vice-chairmen to the service committees

Name	For	Against	Abstain	Name	For	Against	Abstain
<b>Adams</b> Tony	x			<b>Jermey</b> Terry		x	
<b>Agnew</b> Stephen		x		<b>Jordan</b> Cliff	x		
<b>Aldred</b> Colin		x		<b>Joyce</b> James		x	
<b>Askew</b> Stephen	x			<b>Kemp</b> Alexandra		x	
<b>Baker</b> Michael		ABSENT		<b>Kiddle-Morris</b> Mark	x		
<b>Bearman</b> Richard		x		<b>Law</b> Jason	x		
<b>Bird</b> Richard		x		<b>Leggett</b> Judy	x		
<b>Borrett</b> Bill	x			<b>Long</b> Brian	x		
<b>Boswell</b> Andrew		x		<b>Mackie</b> Ian	x		
<b>Bremmer</b> Bert		x		<b>Monson</b> Ian	x		
<b>Brociek-Coulton</b> Julie		x		<b>Mooney</b> Joe	x		
<b>Byrne</b> Alec	x			<b>Morgan</b> Elizabeth		x	
<b>Cartiss</b> Michael	x			<b>Morphew</b> Steve		x	
<b>Castle</b> Mick		x		<b>Nobbs</b> George		x	
<b>Chamberlin</b> Jenny	x			<b>Northam</b> Wyndham	x		
<b>Chenery of Horsbrugh</b> Michael	x			<b>Parkinson-Hare</b> Rex		x	
<b>Childs</b> Jonathon		x		<b>Perkins</b> Jim		x	
<b>Clancy</b> Stuart		ABSENT		<b>Proctor</b> Andrew	x		
<b>Coke</b> Toby		x		<b>Ramsbotham</b> David		x	
<b>Collis</b> David		x		<b>Richmond</b> William	x		
<b>Corlett</b> Emma		x		<b>Roper</b> Daniel		x	
<b>Cox</b> Hilary	x			<b>Sands</b> Mike		x	
<b>Crawford</b> Denis		x		<b>Seward</b> Eric	ABSENT		
<b>Dearnley</b> Adrian		x		<b>Shaw</b> Nigel	x		
<b>Dewsbury</b> Margaret	x			<b>Smith</b> Matthew		x	
<b>Dixon</b> Nigel	x			<b>Smith</b> Roger	x		
<b>Dobson</b> John		ABSENT		<b>Smyth</b> Paul		x	
<b>East</b> Tim		x		<b>Somerville</b> Margaret	x		
<b>FitzPatrick</b> Tom	x			<b>Spratt</b> Bev	x		
<b>Foulger</b> Colin	x			<b>Storey</b> Martin	x		
<b>Garrod</b> Tom	x			<b>Strong</b> Marie		x	
<b>Gihawi</b> Deborah		x		<b>Thomas</b> Alison	x		
<b>Gilmour</b> Paul		x		<b>Thomas</b> David		x	
<b>Grey</b> Alan		x		<b>Timewell</b> John		x	
<b>Gunson</b> Adrian	x			<b>Virgo</b> Judith	x		
<b>Gurney</b> Shalagh	x			<b>Walker</b> Colleen		x	
<b>Hacon</b> Pat		x		<b>Ward</b> John	x		
<b>Hannah</b> Brian		x		<b>Watkins</b> Brian		x	
<b>Harrison</b> David		x		<b>Whitaker</b> Sue		x	
<b>Hebborn</b> Stan		x		<b>White</b> Tony	x		
<b>Humphrey</b> Harry	x			<b>Wilby</b> Martin	x		
<b>Iles</b> Brian	x			<b>Wilkinson</b> Margaret		x	

For 38, Against 42 – **LOST**

**Norfolk County Council**  
**28 April 2014**

**Appendix C**

**Recorded Vote – Minute 3.12**  
To create an additional Service Committee.

Name	For	Against	Abstain	Name	For	Against	Abstain
<b>Adams</b> Tony	x			<b>Jermy</b> Terry		x	
<b>Agnew</b> Stephen		x		<b>Jordan</b> Cliff	x		
<b>Aldred</b> Colin		x		<b>Joyce</b> James		x	
<b>Askew</b> Stephen	x			<b>Kemp</b> Alexandra		x	
<b>Baker</b> Michael		ABSENT		<b>Kiddle-Morris</b> Mark	x		
<b>Bearman</b> Richard		x		<b>Law</b> Jason	x		
<b>Bird</b> Richard		x		<b>Leggett</b> Judy	x		
<b>Borrett</b> Bill	x			<b>Long</b> Brian	x		
<b>Boswell</b> Andrew		x		<b>Mackie</b> Ian	x		
<b>Bremmer</b> Bert		x		<b>Monson</b> Ian	x		
<b>Brociek-Coulton</b> Julie		x		<b>Mooney</b> Joe	x		
<b>Byrne</b> Alec	x			<b>Morgan</b> Elizabeth		x	
<b>Cartiss</b> Michael	x			<b>Morphew</b> Steve		x	
<b>Castle</b> Mick		x		<b>Nobbs</b> George		x	
<b>Chamberlin</b> Jenny	x			<b>Northam</b> Wyndham	x		
<b>Chenery of Horsbrugh</b> Michael	x			<b>Parkinson-Hare</b> Rex		x	
<b>Childs</b> Jonathon		x		<b>Perkins</b> Jim		x	
<b>Clancy</b> Stuart		ABSENT		<b>Proctor</b> Andrew	x		
<b>Coke</b> Toby		x		<b>Ramsbotham</b> David		x	
<b>Collis</b> David		x		<b>Richmond</b> William	x		
<b>Corlett</b> Emma		x		<b>Roper</b> Daniel		x	
<b>Cox</b> Hilary	x			<b>Sands</b> Mike		x	
<b>Crawford</b> Denis		x		<b>Seward</b> Eric	ABSENT		
<b>Dearnley</b> Adrian		x		<b>Shaw</b> Nigel	x		
<b>Dewsbury</b> Margaret	x			<b>Smith</b> Matthew	ABSENT		
<b>Dixon</b> Nigel	x			<b>Smith</b> Roger	x		
<b>Dobson</b> John		ABSENT		<b>Smyth</b> Paul		x	
<b>East</b> Tim		x		<b>Somerville</b> Margaret	x		
<b>FitzPatrick</b> Tom	x			<b>Spratt</b> Bev	x		
<b>Foulger</b> Colin	x			<b>Storey</b> Martin	x		
<b>Garrod</b> Tom	x			<b>Strong</b> Marie		x	
<b>Gihawi</b> Deborah		x		<b>Thomas</b> Alison	x		
<b>Gilmour</b> Paul		x		<b>Thomas</b> David		x	
<b>Grey</b> Alan		x		<b>Timewell</b> John		x	
<b>Gunson</b> Adrian	x			<b>Virgo</b> Judith	x		
<b>Gurney</b> Shalagh	x			<b>Walker</b> Colleen		x	
<b>Hacon</b> Pat		x		<b>Ward</b> John	x		
<b>Hannah</b> Brian		x		<b>Watkins</b> Brian		x	
<b>Harrison</b> David		x		<b>Whitaker</b> Sue		x	
<b>Hebborn</b> Stan		x		<b>White</b> Tony	x		
<b>Humphrey</b> Harry	x			<b>Wilby</b> Martin	x		
<b>Iles</b> Brian	x			<b>Wilkinson</b> Margaret		x	

For 38, Against 41 – **LOST**



**Norfolk County Council**  
**28 April 2014**

Appendix D

**Recorded Vote – Minute 3.21**  
Substantive Motion - .

Name	For	Against	Abstain	Name	For	Against	Abstain
<b>Adams</b> Tony			X	<b>Jermy</b> Terry	X		
<b>Agnew</b> Stephen	X			<b>Jordan</b> Cliff		X	
<b>Aldred</b> Colin	X			<b>Joyce</b> James	X		
<b>Askew</b> Stephen		X		<b>Kemp</b> Alexandra	X		
<b>Baker</b> Michael	ABSENT			<b>Kiddle-Morris</b> Mark		X	
<b>Bearman</b> Richard	X			<b>Law</b> Jason		X	
<b>Bird</b> Richard	X			<b>Leggett</b> Judy		X	
<b>Borrett</b> Bill		X		<b>Long</b> Brian	ABSENT		
<b>Boswell</b> Andrew	X			<b>Mackie</b> Ian	ABSENT		
<b>Bremmer</b> Bert	X			<b>Monson</b> Ian		X	
<b>Brociek-Coulton</b> Julie	X			<b>Mooney</b> Joe		X	
<b>Byrne</b> Alec		X		<b>Morgan</b> Elizabeth	X		
<b>Cartiss</b> Michael		X		<b>Morphew</b> Steve	X		
<b>Castle</b> Mick	X			<b>Nobbs</b> George	X		
<b>Chamberlin</b> Jenny		X		<b>Northam</b> Wyndham		X	
<b>Chenery of Horsbrugh</b> Michael		X		<b>Parkinson-Hare</b> Rex	X		
<b>Childs</b> Jonathon	X			<b>Perkins</b> Jim	X		
<b>Clancy</b> Stuart	ABSENT			<b>Proctor</b> Andrew		X	
<b>Coke</b> Toby	X			<b>Ramsbotham</b> David	X		
<b>Collis</b> David	X			<b>Richmond</b> William		X	
<b>Corlett</b> Emma	X			<b>Roper</b> Daniel	X		
<b>Cox</b> Hilary		X		<b>Sands</b> Mike	X		
<b>Crawford</b> Denis	X			<b>Seward</b> Eric	ABSENT		
<b>Dearnley</b> Adrian	X			<b>Shaw</b> Nigel		X	
<b>Dewsbury</b> Margaret		X		<b>Smith</b> Matthew	ABSENT		
<b>Dixon</b> Nigel		X		<b>Smith</b> Roger		X	
<b>Dobson</b> John	ABSENT			<b>Smyth</b> Paul	X		
<b>East</b> Tim	X			<b>Somerville</b> Margaret		X	
<b>FitzPatrick</b> Tom		X		<b>Spratt</b> Bev		X	
<b>Foulger</b> Colin		X		<b>Storey</b> Martin		X	
<b>Garrod</b> Tom		X		<b>Strong</b> Marie	X		
<b>Gihawi</b> Deborah	X			<b>Thomas</b> Alison		X	
<b>Gilmour</b> Paul	X			<b>Thomas</b> David	X		
<b>Grey</b> Alan	X			<b>Timewell</b> John	X		
<b>Gunson</b> Adrian	ABSENT			<b>Virgo</b> Judith		X	
<b>Gurney</b> Shalagh		X		<b>Walker</b> Colleen	X		
<b>Hacon</b> Pat	X			<b>Ward</b> John		X	
<b>Hannah</b> Brian	X			<b>Watkins</b> Brian	X		
<b>Harrison</b> David	X			<b>Whitaker</b> Sue	X		
<b>Hebborn</b> Stan	X			<b>White</b> Tony		X	
<b>Humphrey</b> Harry		X		<b>Wilby</b> Martin		X	
<b>Iles</b> Brian		X		<b>Wilkinson</b> Margaret	X		

For 41, Against 34, 1 Abstention – **CARRIED**