

Local Government Act 1972

Borough of North Tyneside

Thursday, 18 May 2023

At the meeting of the Annual Council of the Borough of North Tyneside duly convened and held on Thursday, 18 May 2023 at 6.00 pm in Chamber – Quadrant, The Silverlink North, Cobalt Business Park, North Tyneside, NE27 0BY at which a quorum of Members were present, that is to say: –

Present

Councillor B Burdis (in the Chair)
N Redfearn (Elected Mayor)

Councillor L Arkley	Councillor L Bartoli
Councillor L Bones	Councillor B Burdis
Councillor C Burdis	Councillor S Burtenshaw
Councillor N Craven	Councillor D Cox
Councillor S Cox	Councillor E Darke
Councillor C Davis	Councillor S Day
Councillor D Drummond	Councillor P Earley
Councillor M Fox	Councillor M Hall
Councillor T Hallway	Councillor J Harrison
Councillor Janet Hunter	Councillor S Graham
Councillor I Grayson	Councillor A Holdsworth
Councillor V Jamieson	Councillor C Johnson
Councillor H Johnson	Councillor J Johnsson
Councillor C Johnston	Councillor J Kirwin
Councillor F Lott	Councillor W Lott
Councillor L Marshall	Councillor P McIntyre
Councillor I McAlpine	Councillor A McMullen
Councillor J Montague	Councillor J Mudzingwa
Councillor T Mulvenna	Councillor M Murphy
Councillor A Newman	Councillor T Neira
Councillor P Oliver	Councillor R O'Keefe
Councillor J O'Shea	Councillor S Phillips
Councillor B Pickard	Councillor W Samuel
Councillor O Scargill	Councillor J Shaw

Councillor M Thirlaway
Councillor J Wallace

Councillor J Walker
Councillor M Wilson

Apologies: Councillor G Bell, Councillor L Bell, Councillor K Clark, Councillor J Cruddas, Councillor John Hunter, Councillor E Parker-Leonard and Councillor A Spowart

C1/23 To Elect the Chair of the Council for the 2023/24 Municipal Year

The following nomination was received for the Office of Chair of the Council for the ensuing year:

Nominee	Proposer	Seconder
Councillor B Burdis	Councillor T Mulvenna	Councillor F Lott

The nomination was approved by 46 votes to 7 votes.

Resolved that Councillor B Burdis be, and is hereby elected, Chair of the Council for the ensuing year and until the acceptance of Office by a successor.

C2/23 Declaration of Acceptance of Office – Chair

The Chair made the formal declaration of acceptance of Office in pursuance of the Local Government Act 1972.

(Councillor B Burdis in the Chair).

C3/23 To Elect the Deputy Chair of the Council for the 2023/24 Municipal Year

The following nomination was received for the Office of Deputy Chair of the Council for the ensuing year:

Nominee	Proposer	Seconder
Councillor S Cox	Councillor I Grayson	Councillor P Earley

The nomination was approved by 44 votes to 7 votes.

Resolved that Councillor S Cox be, and is hereby elected, Deputy Chair of the

Council for the ensuing year and until the acceptance of Office by a successor.

C4/23 Declaration of Acceptance of Office – Deputy Chair

The Deputy Chair made the formal declaration of acceptance of Office in pursuance of the Local Government Act 1972.

C5/23 Vote of thanks to retiring Chair and Chair's Consort

A vote of thanks for the retiring Chair, Councillor P Oliver, was moved by Councillor Janet Hunter and seconded by Councillor P Earley.

In the position of Chair of Council, Councillor Oliver had been an excellent Chair who has conducted Council meetings with professionalism. During her time in office, she has demonstrated a great pride in her role and has worked hard to promote both the Council and the community in North Tyneside. This has been evident in her participation in over 100 events and in representing North Tyneside at some important and emotional events over the year, including the Platinum Jubilee Celebrations, the proclamation of the new Sovereign, and a Service of Commemoration for the late monarch, Queen Elizabeth II. In addition, her work supporting her charity, True Colours Theatre, a charity that offers performing arts classes to children and young people of all abilities, providing a caring, warm and welcoming environment to allow children to grow in confidence without fear of judgement or stigma.

C6/23 To receive any Declarations of Interest and Notification of any Dispensations Granted

There were no Declarations of Interest reported.

C7/23 Minutes of the Meeting of the Council held on 16 March 2023

Resolved that the minutes of the Council meeting held on 16 March 2023 be taken as read and confirmed and signed by the Chair.

C8/23 Municipal Elections – 4 May 2023 – Return of Councillors

The Council received the following return of Councillors elected on 5 May 2022.

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WARD	NAME
Battle Hill	Julie Cruddas
Benton	Janet Hunter
Camperdown	Steven Cox
Camperdown	Tracy Hallway
Chirton	Matthew Thirlaway
Collingwood	John Johnsson
Cullercoats	Andrew Spowart
Howdon	John Harrison
Killingworth	Erin Parker-Leonard
Longbenton	Karen Clark
Monkseaton North	Andy Holdsworth
Monkseaton South	David Drummond
Northumberland	Andrew Newman
Preston	Matthew Wilson
Riverside	Wendy Lott
St Mary's	Ian McAlpine
Tynemouth	Lewis Bartoli
Valley	Carole Burdis
Wallsend	Ian Grayson
Weetslade	Sarah Burtenshaw
Whitley Bay	John O'Shea

The Chair welcomed the newly elected and re-elected Members.

C9/23 Address by the Elected Mayor including Cabinet Composition and Delegation Scheme

The Cabinet would consist of 9 Councillors and the Elected Mayor, as shown below.

Cabinet Member	Cabinet Portfolio	Key Areas of Responsibility
Dame Norma Redfearn DBE	Elected Mayor	Overall Strategic Policy Direction National and Regional Engagement

		<p>Leadership within the North of Tyne Combined Authority</p> <p>Devolution and development of the new Mayoral Combined Authority</p> <p>Leadership of the North Tyneside Strategic Partnership</p> <p>Law and Governance</p>
<p>Councillor Carl Johnson</p>	<p>Deputy Mayor</p>	<p>Delivery and presentation of Strategic Policy Direction</p> <p>Regeneration and Economic Development</p> <p>Corporate Strategy (including Customer Service)</p> <p>Planning and Strategic Transport</p> <p>Culture, Tourism and Events</p> <p>Delivery of the Investment Programme</p> <p>Community and Voluntary Sector</p>
<p>Councillor Anthony McMullen</p>	<p>Cabinet Member responsible for Finance and Resources</p>	<p>Finance, ICT and HR</p> <p>Audit, Assurance and Risk</p> <p>Asset and Property Management</p>

		<p>Procurement and Supply Chain (including the Capita and Equans Partnerships)</p> <p>Delivery of the Investment Programme</p>
Councillor Janet Hunter	Cabinet Member responsible for Adult Social Care	<p>Adult Social Care and Safeguarding</p> <p>Carers Champion</p> <p>Older People's Champion</p>
Councillor Peter Earley	Cabinet Member responsible for supporting and protecting Children	<p>Children and Young People's Plan</p> <p>Safeguarding and Children's Services</p> <p>Young People's Champion</p>
Councillor Steven Phillips	Cabinet Member responsible for Education, Inclusion, Employment and Skills	<p>Ambition for Education</p> <p>Inclusive Economy Strategy</p> <p>Employment and Skills</p>
Councillor Karen Clark	Cabinet Member responsible for Public Health, Safety and Wellbeing	<p>Health and Wellbeing: Joint Strategic Needs Assessment and Health and Wellbeing Strategy</p> <p>Public Health and tackling Socio-Economic Inequalities</p> <p>Community Safety and Tackling Anti-Social Behaviour</p>

		<p>Public Protection</p> <p>Emergency Planning and Business Continuity</p>
Councillor John Harrison	Cabinet Member responsible for Housing	<p>Housing Strategy</p> <p>Housing Management</p> <p>Housing Investment</p> <p>Affordable Homes Programme</p>
Councillor Sandra Graham	Cabinet Member responsible for the Climate Emergency	<p>A Green North Tyneside</p> <p>Tackling the Climate Emergency</p> <p>Delivering the North Tyneside Climate Emergency Action Plan</p> <p>Cycling Champion</p>
Councillor Hannah Johnson	Cabinet Member responsible for the Environment	<p>Delivering great places to live – stewardship of our communities</p> <p>Waste Management</p> <p>Environmental and Local Transport Services (including roads, pavements, parking, and the Capita Partnership)</p> <p>Sport, Leisure and Libraries</p> <p>Equality and Diversity Strategy</p>

Details of the Mayor's proposed approach to managing executive decision

making, which included her delegation scheme of executive decision making to Cabinet Members, were also circulated.

- a. approving the Authority's response to government consultation papers;
- b. approval of service specific plans;
- c. debt write off up to £50,000 in relation to Council Tax, Business Rates, Sundry Debts and Housing Benefit Overpayments (Cabinet Member with responsibility for Finance and Resources);
- d. to approve responses to regional strategies that impact on the Borough;
- e. to determine Traffic Regulation Orders where any objections are not withdrawn (Cabinet Member with responsibility for Environment and Transport);
- f. to consider any representations received in relation to the proposed construction of road humps and thereafter determine if road humps should be installed (Cabinet Member with responsibility for Environment and Transport);
- g. to consider any representations received in relation to proposals to establish a pedestrian crossing and thereafter determine if a pedestrian crossing should be established (Cabinet Member with responsibility for Environment and Transport);
- h. to approve any proposals directly related to the delivery of objectives in the approved Our North Tyneside Plan;
- i. to approve the Member Development Programme (Deputy Mayor);
- j. to consider any applications received for discretionary relief for Council Tax or Business Rates, considered only when exceptional circumstances apply, as set out in the Policy for the awarding of local taxation discretionary relief (Cabinet Member with responsibility for Finance and Resources);
- k. debt write off up to £50,000 in respect of current and former Council house tenant arrears and write off of credit balances between £3,000 and £10,000 associated with untraceable former tenants (Cabinet Member with responsibility for Housing); and
- l. to approve the appointment of representatives to serve on those outside bodies that exercise executive functions (Elected Mayor).

Executive decision making on other matters not listed above will, except in exceptional (urgent) circumstances, be taken by Cabinet collectively.

Any decisions taken by Cabinet Members will have to comply with many of the same good governance requirements that will apply to collective decision-

making by Cabinet, namely:

- Publication on the Forward Plan
- Presentation of a written report to the Cabinet Member – the report to be in the same format as current Cabinet reports including reference to legal and financial implications background papers, etc.
- Publication of a record of the decision and availability for call in within specific deadlines.

C10/23 Leaders of Political Groups

1. It was reported that Dame N Redfearn DBE, Elected Mayor, had been appointed as Leader of the Labour Group.
2. It was reported that Councillor L Bones had been appointed as Leader of the Conservative Group.
3. It was reported that Councillor J Wallace had been appointed as Leader of the Independent Group.

C11/23 Deputy Leaders of Political Groups

1. It was reported that Councillor C Johnson had been appointed as Deputy Leader of the Labour Group
2. It was reported that Councillor L Arkley had been appointed as Deputy Leader of the Conservative Group.
3. It was reported that Councillor P McIntyre had been appointed as Deputy Leader of the Independent Group.

C12/23 Annual Review of the Constitution

The Council received a report on the annual review of the Constitution and associated documents undertaken by the Head of Law and Monitoring Officer and Head of Governance.

The annual review of the Constitution and associated documents ensured that they continued to be fit for purpose and provided a framework that ensured the

efficient discharge of the Authority's business by allowing for decision making at the appropriate level.

The Constitution Task Group had considered the proposed changes received for consideration as part of the latest annual review, and the changes had been approved by the Task Group.

The Constitution and associated documents would continue to be kept under review and updated to reflect any changes in the organisational structure of the Council or any legislative changes. The Council had previously authorised the Monitoring Officer, in consultation with the Chair of the Constitution Task Group, to make such changes when the power remained unaltered and these did not need to be reported to Council.

It was moved by Councillor C Johnson and seconded by Councillor E Darke to:

- approve the proposed changes to the Constitution set out in Appendix 1 to this report;
- refer the approved changes to the Elected Mayor for her consent in accordance with Article 16 of the Constitution, other than those changes relating to Scrutiny Committees;
- note that changes to the Constitution relating to the operation of Scrutiny Committees are approved by full Council under recommendation (a) above and under Article 16 of the Constitution do not therefore require the additional consent of the Elected Mayor.

The motion, on being put to the meeting, was approved unanimously.

C13/23 Annual Appointments

The Council was requested to consider the appointment of committees and sub committees, Chairs and Deputy Chairs of those committees/sub committees, the allocation of seats to political groups on those committees/sub committees and the appointment of representatives to serve on outside bodies that exercised non-executive functions for the 2023/24 Municipal year.

It was moved by the Elected Mayor Norma Redfearn and seconded by Councillor C Johnson that:

1. The following committees/sub committees be appointed for the 2023/24 municipal year on the basis of the number of seats indicated:

Committee/Sub-Committee	No of Seats
Overview and Scrutiny Co-ordination and Finance Committee	15
Caring Sub-Committee	12
Family Friendly Sub-Committee	12
Green Sub Committee	12
Secure Sub-Committee	12
Thriving Sub-Committee	12
Appointments and Disciplinary Committee	7
Audit Committee	9 (7 elected/2 independent)
Licensing Committee	12
Planning Committee	11
Regulation and Review Committee	12
Standards Committee	9
Health and Well Being Board	See section 1.5.1.2

- 2) the allocation of seats on committees/sub committees to political groups represented on the Council be as follows, and the Monitoring Officer be informed of nominations of members to each committee/sub-committee by 12 noon on Friday 19 May 2023.

Council Composition Committee	Total Seats	Labour	Conservative	Independent
Ordinary Committees				
Appointment and Disciplinary Committee	7	6	1	0
Audit Committee	7	6	1	0
Licensing Committee	12	10	1	1
Overview and Scrutiny Co-ordination and Finance Committee	15	12	2	1
Planning Committee	11	9	1	1
Regulation and Review Committee	12	10	1	1

Standards Committee	9	7	1	1
Total	73	60	8	5
Sub-committees				
Caring Sub-committee	12	10	1	1
Family Friendly Sub-committee	12	10	1	1
Thriving Sub-committee	12	10	1	1
Green Sub-committee	12	10	1	1
Secure Sub-committee	12	10	2	0

3. The following nominations of chairs and deputy chairs of committees/sub committees for the 2022/23 municipal year be approved.

	Committee/Sub Committee	Chair	Deputy Chair
1.	Overview and Scrutiny Co-ordination and Finance Committee	Jim Montague	Debbie Cox
2.	Caring Sub-Committee	Jane Shaw	Michelle Fox
3.	Family Friendly Sub-Committee	Erin Parker-Leonard	Pat Oliver
4.	Green Sub Committee	Martin Murphy	Margaret Hall
5.	Secure Sub-Committee	Andy Newman	Rebecca O'Keefe
6.	Thriving Sub-Committee	Matt Wilson	Joan Walker
7.	Health and Wellbeing Board	Karen Clark	John O'Shea
8.	Licensing Committee	Matthew Thirlaway	Wendy Lott
9.	Planning Committee	Willie Samuel	Julie Cruddas
10.	Regulation and Review Committee	Davey Drummond	Tommy Mulvenna
11.	Standards Committee	Frank Lott	Tracy Hallway

4. In accordance with the Authority's practice, that the Elected Mayor is Chair of the Appointments and Disciplinary Committee.

5. The continued appointment of Mr Malcolm Wilkinson and Dr Stuart Green as the two co-opted members on the Audit Committee be noted
6. The appointment of Reverend Michael Vine as the Church of England Diocesan representative and Mr Stephen Fallon as the Roman Catholic Diocesan representative on the Overview and Scrutiny Coordination and Finance Committee be noted.
7. It be noted that the Elected Mayor will appoint at least one Councillor onto the Health and Wellbeing Board for the 2023/24 Municipal Year; and
8. The following nominated representatives to serve on outside bodies that do not exercise executive functions for the 2022/23 municipal year, be approved:

Body	Appointments/Nominations 2023/24
Association of North East Councils Resources Task and Finish Group	1. Cllr Anthony McMullen (Substitute: Cllr Debbie Cox) 2. Councillor Willie Samuel (Substitute: Councillor Louise Marshall)
British Destinations	1. Councillor Carl Johnson
Joint Overview and Scrutiny Committee for the North East and North Cumbria Integrated Care System and North and Central Integrated Care Partnership	1. Councillor Jane Shaw 2. Councillor John O'Shea 3. Councillor Michelle Fox Substitutes: 1. 2. 3.
Local Government Association Assembly	1. Councillor Carl Johnson 2. Councillor Janet Hunter

	3.Councillor Carole Burdis 4. Dame Norma Redfearn DBE, Elected Mayor
Newcastle Airport Consultative Committee	1. Councillor Sarah Burtenshaw
North East Migration Partnership Members Forum	1. Councillor John Harrison
North East Regional Employers Organisation	1. Councillor Anthony McMullen 2. Councillor Sandra Graham 3. TBC
North Tyneside Citizens Advice Bureau	1. Councillor Carl Johnson
North Tyneside Veterans Committee	Councillor Andy Newman
Standing Advisory Council on Religious Education	1. Councillor Steven Phillips (Chair) 2. Councillor Peter Earley 3. Councillor Josephine Mudzingwa 4. Gary Bell
Wallsend Charitable (Victor Mann) Trust	Up to ten nominees. These are 3 year appointments, with current appointments expiring June 2024.
Cullercoats Education Trust	1. Councillor W Samuel 2. Councillor S Graham These are 4 year appointments expiring in May 2027
Kettlewell Education Foundation	1. Councillor P Oliver 2. Councillor Steven Phillips 3. Councillor Peter Earley

	<p>4. Councillor Janet Hunter</p> <p>These are 3 year appointments expiring in May 2026</p>
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An amendment was moved by Councillor L Bones and seconded by Councillor L Arkley as follows:

Alternative nominations for Chairs and Deputy Chairs of committees/sub committees for the 2023/24 municipal year:

Deputy Chair of Family Friendly Sub-committee proposed Councillor C Johnston.

The amended Motion on being put to the meeting was defeated by 46 votes to 7 votes.

The nomination of Cllr P Oliver as Deputy Chair of Family Friendly Sub-committee was put to the meeting and was agreed by 46 votes to 7 votes.

An amendment was moved by Councillor C Johnston and seconded by Councillor L Arkley as follows:

Alternative nominations for Chairs and Deputy Chairs of committees/sub committees for the 2023/24 municipal year:

Chair of the Overview and Scrutiny Coordination and Finance Committee proposed Councillor L Bones.

The amended Motion on being put to the meeting was defeated by 46 votes to 7 votes.

The nomination of Cllr J Montague as Chair of the Overview and Scrutiny Coordination and Finance Committee was put to the meeting and was agreed by 44 votes to 7 votes.

The substantive motion, on being put to the meeting, was approved unanimously.

The Council received the Annual Scrutiny Report that provided a summary of the work of the Overview, Scrutiny and Policy Development Committee and its sub committees during 2022-23.

The Chair of the Overview, Scrutiny and Policy Development Committee for 2022/23, Councillor Janet Hunter, presented the report that highlighted the involvement of scrutiny in policy development and the achievements of the Overview, Scrutiny and Policy Development Committee and its sub-committees through the various pieces of work undertaken during the year.

This included an on-going role in scrutinising the local authority and partner agencies coming out of the pandemic, and plans for the continued recovery and future development of services for North Tyneside residents.

Councillor Janet Hunter highlighted two particular areas of work – the all-party task and finish group review into Storm Arwen as requested by Full Council, and the all-party budget scrutiny meetings.

Councillor Janet Hunter was also pleased to report that, since receiving the positive report from the Centre for Governance and Scrutiny, we can begin to move forward to look at how we continue to improve our scrutiny processes to be that all important critical friend, and she looked forward to this continuing.

Councillor Janet Hunter thanked the Elected Mayor, members, co-opted members, officers, and representatives of partner organisations for their support and contributions to the scrutiny process over the past year.

The Council received the report.

C15/23 Annual Report of Standards Committee 2022/23

Councillor Frank Lott presented the Annual Report of Standards Committee for the 2022/23 municipal year.

The report set out the work undertaken by the Standards Committee and its Sub-Committee over the year.

The Committee had met on 4 occasions and dealt with a variety of matters which

are detailed in the Work Programme for 2022/23 at Annex 1 to the report. In addition, the Standards Sub-committee met on 2 occasions.

Councillor Frank Lott stated that in July 2022 two new Independent Persons had been appointed, Mr Dan Entwisle and Mrs Kerry Roffe, in addition to the re-appointment of Dr Stuart Green, and he placed on record the Committee's gratitude to the Independent Persons for their valuable contributions.

Councillor Frank Lott highlighted that a number of complaints had been referred for investigation and the Committee had held one complaint hearing in relation to a breach of the Code of Conduct.

The Annual Report was considered by the Standards Committee at its meeting on 6 April 2023. The Committee would consider its work programme for 2023-24 at its first meeting of the new municipal year in June 2023.

Council received the report.

C16/23 Chair's Announcements (if any)

There were no Chair's announcements.

C17/23 Mayor's Announcements (if any)

There were no Mayor's announcements.