



Cumbria County Council

SUMMONS AND AGENDA
for the Meeting of the
County Council
on Thursday, 28 April 2022

This agenda is available on request in alternative formats.



Serving the People of Cumbria

CUMBRIA COUNTY COUNCIL

MEETING OF THE COUNTY COUNCIL

To: **ALL MEMBERS OF THE COUNTY COUNCIL**

You are hereby summoned to attend the meeting of Cumbria County Council to be held at the County Hall, Kendal , on Thursday 28 April 2022 at 10.00 am

Yours sincerely



John Metcalfe
Chief Executive

Cumbria House
Carlisle
CA1 1RD

Wednesday, 20 April 2022

GROUP MEETINGS

GROUP	DATE AND TIME	VENUE
Labour	25 April 2022 10am	Conference Room A, Cumbria House, Carlisle (hybrid)
Lib Dem	25 April 2022 10am	Committee Room 1 County Hall, Kendal
Conservative	25 April 2022 10am	Cabinet Room, Cumbria House, Carlisle (hybrid)

AGENDA

PART 1: ITEMS LIKELY TO BE CONSIDERED IN THE PRESENCE OF THE PRESS AND PUBLIC

1 ROLL CALL OF MEMBERS

2 ELECTION OF CHAIRMAN

To elect a Chairman of the County Council for the ensuing municipal year.

The Chairman to make a declaration of acceptance of office

3 ELECTION OF VICE CHAIRMAN

To appoint a Vice Chairman of the County Council for the ensuing municipal year.

The Vice Chairman to make a declaration of acceptance of office

4 DECLARATIONS OF INTEREST

To disclose any disclosable pecuniary interests relating to any item on the agenda.

Members are asked to refer to the Monitoring Officer for advice in relation to the declaration of interests at meetings of the full Council. A complete list of declarations notified to the Monitoring Officer by **5.00 pm on Monday ???** will be circulated at the meeting. If any member wishes to correct or add to the circulated list, guidance on what constitutes a disclosable pecuniary interest is set out below.

NB The following is a summary of what constitutes a disclosable pecuniary interest. Please seek advice from the Monitoring Officer.

Members must disclose any disclosable pecuniary interest they have in any item on the agenda which comprises

- 1 Details of any employment, office, trade, profession or vocation carried on for profit or gain.
- 2 Details of any payment or provision of any other financial benefit (other than from the authority) made or provided within the relevant period in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. (This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

- 3 Details of any contract which is made between you (or a body in which you have a beneficial interest) and the authority
 - (a) Under which goods or services are to be provided or works are to be executed; and
 - (b) Which has not been fully discharged.
- 4 Details of any beneficial interest in land which is within the area of the authority.
- 5 Details of any licence (alone or jointly with others) to occupy land in the area of the authority for a month or longer.
- 6 Details of any tenancy where (to your knowledge)
 - (a) The landlord is the authority; and
 - (b) The tenant is a body in which you have a beneficial interest.
- 7 Details of any beneficial interest in securities of a body where
 - (a) That body (to your knowledge) has a place of business or land in the area of the authority; and
 - (b) Either –
 - (i) The total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - (ii) If that share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

In addition, you must also disclose other non-pecuniary interests set out in the Code of Conduct where these have not already been registered.

Note

A “disclosable pecuniary interest” is an interest of a councillor or their partner (which means spouse or civil partner, a person with whom they are living as husband or wife, or a person with whom they are living as if they are civil partners).

5 EXCLUSION OF PRESS AND PUBLIC

To consider whether there are any items on the agenda in respect of which the press and public should be excluded during consideration of the item.

6 PUBLIC PARTICIPATION

To receive petitions or questions from the public under the Public Participation Scheme for the Council. This item is time limited to 30 minutes.

7 MINUTES

To confirm as a correct record the minutes of the meeting of the Council held on 10 February 2022 (copy enclosed)

(Pages 9 - 36)

8 ANNOUNCEMENTS AND COMMUNICATIONS

To receive any announcements from the Chair, Leader, Members of the Cabinet or the Chief Executive

9 ELECTION OF CHAIR AND VICE CHAIR OF SCRUTINY MANAGEMENT BOARD

To elect a Chair and Vice Chair of Scrutiny Management Board.

10 CONSTITUTION OF STANDING COMMITTEES

To consider a report by the Leader of the Council (copy enclosed).

(Pages 37 - 74)

11 MINUTES OF THE CABINET

(A) Cabinet Minutes - 3 February 2022

The minutes of the meetings of the Cabinet held on 3 February 2022 are enclosed (copy attached)

The Leader will ask members if they have any questions on the minutes taking each page in turn. Members should state clearly the minute number of the item concerned.

(Pages 75 - 78)

(B) Cabinet Minutes - 17 March 2022

The minutes of the meetings of the Cabinet held on 17 March 2022 are enclosed (copy attached)

The Leader will ask members if they have any questions on the minutes taking each page in turn. Members should state clearly the minute number of the item concerned.

(Pages 79 - 96)

12 PUBLIC HEALTH ANNUAL REPORT 2020/21

To consider a report from the Director of Public Health (copy enclosed).

(Pages 97 - 144)

13 UPDATE REPORT OF THE CUMBRIA FIRE LOCAL PENSION BOARD - 2021/22

To consider a report from the Cabinet Member – Customers, Transformation and Fire and Rescue (copy enclosed).

(Pages 145 - 148)

14 SCRUTINY UPDATE REPORT

To consider a report from the Chair of Scrutiny Management Board (copy enclosed).

(Pages 149 - 182)

15 QUESTIONS

To consider questions from Members, in accordance with Council Procedure Rule No 11.2 to 11.5 to the Leader, a Member of the Executive or the Chair of any Committee.

16 MINUTES OF COMMITTEES

To receive reports from Committees of the Council and receive questions and answers in accordance with Council Procedure Rules 11.1 to 11.5.

a Workington Harbour Management Committee

To receive the minutes of a meeting of the Workington Harbour Management Committee held on 29 January 2022 (copy enclosed)

(Pages 183 - 186)

17 URGENCY PROVISIONS

To consider a report from the Leader of the Council (copy enclosed)

(Pages 187 - 194)

18 NOTICE OF MOTIONS

To consider notice of motions for up to a specified period of one hour.

Mr Lywood to move:-

Right now within the Lake District National Park some villages have only 20% of their dwellings occupied permanently. The other 80% are either holiday lets or second homes. Within my ward of Keswick the figure is now nearly 40%. One in two houses sold goes to owners who do not dwell in the house on a permanent basis. The guts of our communities are being ripped out. Holiday lets produce income and bring tourists for our economy but the proportions have become so huge that our young people can no longer afford to live here and the community is fast dwindling.

One seemingly outrageous loophole is that where we all pay council tax roughly 90% of all holiday lets pay neither council tax nor business rates. Once a dwelling becomes a holiday let it changes its status into a business and should pay business rates.

Holiday lets automatically get 'small business rate relief' which takes the business rates to zero so effectively subsidising holiday lets to the detriment of the local community and local rented accommodation.

The Lake District National Park has recently committed to a Partnership Plan, which will see them lobbying and influencing for the abolition of the 'small business rate relief' for furnished holiday lets. This will not entirely stop the proportional increase of holiday lets but it will at least ensure that they do not get a free ride in terms of rates as those who occupy them still use our roads, streetlights, police, fire service and all the services council tax and rates pay for. The small business rate relief system was intended for small shops and start ups not for what is effectively an investment.

I call upon this council to support the lobbying that the Lake District National Park has already committed to, and in turn to:

1. Write to all Cumbrian MPs and elicit their support.
2. Write to the Chancellor asking him to close this loophole.
3. Write to the Local Government Minister to highlight the damage that disproportionate numbers of holiday lets bring onto our communities and
4. Contact all Cumbrian parish councils to lobby their support.

The people who live in the Lake District National Park are not an add on or like some quaint population of indigenous peoples to be seen as fodder for the economic imperatives of tourism – they are both a crucial part of each and every business and industry in the Lake District and form individual communities. Yet they are being wiped

away, and all of us with opportunity should use it to speak up, before it is too late and our Lake District becomes a sterile holiday park, with workers transported in and no local community to speak of.

This change in small business rate relief will not stop the move to holiday lets but it will stop our rate system from actively encouraging it!

19 SPEECHES

To hear speeches (not exceeding five minutes each) for up to a specified period of 30 minutes, from individual members, of which at least 24 hours' notice has been given to the Executive Director – Corporate, Customer and Community Services.