

Council 8<sup>th</sup> November 2017

**Item 3 (a) Questions submitted by the Public pursuant to Rule 8 of the Council Procedure Rules.**

**1. Question from 'Disability Campaigners' to Councillor Ann Syrett, Leader and Portfolio Holder for Strategic Planning and Regeneration**

We are a group of disabled people who first met in April 2014 to form our campaigning pressure group called '**Disability Campaigners**'. We fight for the interests and the rights of people with physical and sensory impairment, learning disabilities and mental health issues. We cover the geographical areas of Chesterfield, Bolsover and North-East Derbyshire, having members from each area. We also welcome carers, support workers, family members and others to support us in our campaigns and activities.

**The question:**

Cuts to benefits and services have disproportionately hit disabled people.

**We are running a campaign titled 'Give it Back!' Stop people on benefits paying council tax.**

Until April 2013, people on benefits did not have to pay council tax. Since then, the disabled and/or unemployed are required to pay a measure of council Tax, typically £10 - £15 per month, money that they can ill afford to pay. Councils had some discretion about charging people on benefits, but 276 out of 326 councils in England chose to apply the levy. This takes disabled people below the basic living assessment on which benefits are based.

Local councils levy and collect the council tax, but we are aware the County Council gets the lion's share.

We appreciate it is a big ask, but this levy is condemning disabled people to living below the basic living allowance and becoming more isolated, feeling persecuted, and having to cut down on food and heating, risking serious health problems.

Could we please have a statement of your support and how you would help disabled people by giving them their basic benefit entitlement back for them to at least have a chance to participate in the community and have access to basic needs. Please lobby your national parties to help change this unjust system.

**2. Question from Tony Mellors to Councillor Ann Syrett, Leader and Portfolio Holder for Strategic Planning and Regeneration**

Earlier this year, Blackwell Parish Council, Bolsover District Council and Derbyshire County Council put forward to HS2 Ltd an option of a route from Toton to Sheffield during the consultation on the M18 route. This was a route suggested to replace of the Spur line which will have severe impacts upon Blackwell Parish, and Bolsover District. Can you tell me if the Council have examined the way in which that proposal was considered and subsequently rejected, and if so, the Council's conclusions concerning that process?

Extract from the Council's Constitution

**PART 4  
RULES OF PROCEDURE**

**Council Procedure Rules**

8. Questions by the Public

8.1 General.

- (a) Members of the public may ask questions of members of the Cabinet at ordinary meetings of the Council.
- (b) Time allowed for questions and answers shall not, without the consent of the Council, exceed 15 minutes, or in the case of one questioner, 5 minutes.
- (c) Questions and responses shall not be a matter of debate.

8.2 Notice of Questions.

A question may only be asked if notice has been given by delivering it in writing or by electronic mail to the Monitoring Officer no later than midday seven clear working days before the day of the meeting. Each question must give the name and address of the questioner and must name the Member of the Council to whom it is to be put.

8.3 Number of Questions.

At any one meeting no person may submit more than one question and no more than one question may be asked on behalf of any one organisation.

8.4 Scope of Questions.

The Monitoring Officer may reject a question if:

- (a) it is not about a matter for which the Council has a responsibility or which affects the District;
- (b) it is defamatory, frivolous or offensive;
- (c) it is substantially the same as a question which has been put at a meeting of the Council in the past six months;
- (d) it requires the disclosure of confidential or exempt information;
- (e) it breaches any procedure rule;
- (f) it relates to an item on the agenda for that Council meeting; or
- (g) it relates to a District Council planning application that is in the process of being determined.

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If a question is rejected the person who submitted it will be notified in writing before the meeting and given the reasons for the rejection.

**8.5 Record of Questions.**

The Monitoring Officer will enter each question in a book open to public inspection and will immediately send a copy of the question to the member to whom it is to be put. Rejected questions will include reasons for rejection. Copies of all questions will be circulated to all members and will be made available to the public attending the meeting.

**8.6 Order of Questions.**

Questions will be asked in the order of which notice of them was received, except that the Chairman of the Council may group together similar questions.

**8.7 Asking the Question at the Meeting.**

The Chairman of the Council will invite the questioner to put the question to the member named in the notice. If a questioner who has submitted a written question is unable to be present, the question will not be dealt with.

**8.8 Supplementary Question.**

A questioner who has put a question in person may also put one brief supplementary question without notice to the member who has replied to his or her original question. A supplementary question must arise directly out of the original request or reply. The Chairman of the Council may reject a supplementary question on any of the grounds in rule 8.5 above or if the question takes the form of a speech.

**8.9 Response**

An answer may take the form of:

- (a) a direct oral answer
- (b) where the desired information is in a council publication or another published work, a reference to that publication; or
- (c) a written answer circulated later to the questioner.

**8.10 Reference of Question to the Executive or a Committee.**

Unless the Chair of the Council decides otherwise, no discussion will take place on any question, but any Councillor may move that the matter raised by a question be referred to the Executive or the appropriate board or Committee. Once seconded, such a motion will be voted on without discussion.