

Council – 7th November 2018

Item 4 (a) Questions submitted by the Public pursuant to Rule 8 of the Council Procedure Rules.

- i) Question submitted to Cllr Ann Syrett, Leader of the Council by Graham Heasman

HS2 finally, after a delay, have released the Working Draft Environmental Statement and the Working Draft Equality Impact Assessment Report. They have set a date of 21st December for a closing date for consultation reports. Given that there is such an enormous quantity of information to digest and the last of the HS2 Information Events for the HS2b section of the route is on Friday 7th December it leaves too little time for interested parties to respond. We have asked our M.P., the County Council and Parish Council to request a delay by a month of the closing date. Would Bolsover District Council please also request HS2 to delay the closing date by a month?

- ii) Question submitted to Cllr Ann Syrett, Leader of the Council by Kate Heasman

With the release by HS2 Ltd. of the working draft Environment Statement and working draft Equality Impact Assessment Report, the Council would have seen the massive amount of potential land take needed not just for construction but also permanently within the Bolsover District together with the increase number of homes to be demolished. On Alfreton Road, Newton, both HS2 and Chris Grayling have previously stated (Grayling during a Parliamentary Transport Debate) that only 5 homes would be demolished, this has now been increased to 18 and also within Blackwell Parish an additional 4 homes, 1 commercial business, part of a playing field and several outbuildings.

What have been the Council's reactions to these statements and how do they plan to challenge these statements and previous untruths in their consultation responses?

- iii) Question submitted to Cllr Ann Syrett, Leader of the Council by Tony Mellors

The documents published by HS2 Ltd in October show that Bolsover District is severely affected by the temporary and permanent impacts of the HS2 proposal. Listed from Pinxton to Shuttlewood are demolitions of 44 residential and 24 commercial properties, and the temporary loss of 660 hectares of agricultural land, of which more than half is to be lost permanently. Additionally Barlborough will see demolitions of 9 residential and 3 commercial properties.

Is there a mechanism whereby all elected councillors are informed of the details of discussions with HS2, which for reasons of the Non Disclosure Agreement between BDC and HS2 Ltd, the public may not be informed about?

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.