ITEM 3b

Time commenced - 6.06pm Time finished - 10.06pm

COUNCIL 21 November 2018

Present: The Mayor, Councillor Carr, and Councillors Afzal, Ashburner, Barker, Bayliss, Bettany, Care, Cooper, Dhindsa, Eldret, Evans, Froggatt, Graves, Grimadell, Harwood, Hassall, Hezelgrave, A Holmes, M Holmes, Hudson, Hussain, Jackson, Keith, J Khan, S Khan, Marshall, McCristal, Naitta, Nawaz, Peatfield, A Pegg, P Pegg, Potter, Poulter, Raju, Rawson, Repton, Roulstone, Russell, Sandhu, Shanker, Skelton, Smale, Stanton, Webb, West, Williams, Willoughby and Wood.

65/18 Apologies for Absence

Apologies were received from Councillors Anderson and Winter

66/18 Declarations of Interest

There were no declarations.

67/18 Minutes of the meeting held on 27 September 2018

The minutes were agreed as a correct record.

68/18 Announcements from the Mayor

The Mayor reminded councillors that Saturday 1 December was World AIDS Day. Red ribbons were provided for all councillors to show their support, and members were encouraged to participate in activities to support the event in any way they could.

As a motion on the agenda would have the effect, if carried, of removing the Leader from office, the Mayor explained the procedure he would follow if the motion was approved.

The Mayor reported back on the excellent turnout in the city for the Remembrance Sunday event, which marked the centenary of the end of the First World War. Councillors were also updated on ongoing Mayor's Charity events, including the Mayor's Quiz.

69/18 Statements from Members of the Council Cabinet

The Leader of the Council provided an update on the Waste Management Contract. Replies were received from the Leaders of the other political groups.

70/18 Questions from the Public

Questions and replies were heard as follows:

Questioner	Respondent	Subject
David Walton	Cllr Smale	Parking on Pavements
Moira Findlay	Cllr Webb	Support for Carers
Mick Vernon	Cllr Smale	Waste Contract Termination
Darren Bales	Cllr Smale	Waste Contract Termination
Simon Bacon	Cllr Smale	Blue Bin Waste Cost Per Tonne
George Morland	Cllr Roulstone	Council Tax and Business Rate Exemptions
Dorothy Skrytek	Cllr Smale	Waste Contract Update
Nigel Runcorn	Cllr J Khan	Adults and Health Scrutiny Review Board business
Peter Robinson	Cllr Webb	Psychotherapy "Access to All"
Amanda Lofley	Cllr Smale	Air Quality Controls at Sinfin Waste Plant
Dave Clasby	Cllr M Holmes	Stafford Street changes
Pauline Inwood	Cllr Grimadell	Moorways Development
Jyoti Wilkinson	Cllr Grimadell	Pear Tree Library
Jamie D'Arcy	Cllr Barker	Public Exclusions
Mick Vernon	Cllr Smale	Waste Plant Notice Period
Simon Bacon	Cllr Smale	Garden and Waste Food Incineration
Peter Robinson	Cllr M Holmes	ClientEarth Comment
Dave Clasby	Cllr M Holmes	Sustainable Transport
Pauline Inwood	Cllr Grimadell	Queen's Leisure Centre

71/18 Questions relating to Derbyshire Fire Authority or Derby Homes

Two questions relating to Derby Homes were received by Councillor Graves and responded to by the Company Secretary for Derby Homes.

72/18 Questions from non-Council Cabinet Members

Questions and replies were heard as follows:

Questioner	Respondent	Subject
Councillor Graves	Councillor Williams	Looked after children numbers
Councillor Bettany	Councillor Webb	Alvaston empty home
Councillor J Khan	Councillor Grimadell	Pear Tree library
Councillor Peatfield	Councillor Barker	Voter ID trial
Councillor Russell	Councillor Williams	Pupil seclusions
Councillor Bayliss	Councillor M Holmes	District centre improvements
Councillor Shanker	Councillor Grimadell	Swimming Pool review
Councillor Eldret	Councillor Poulter	Respect for diversity

Councillor Graves	Councillor Barker	Use of Hackney Carriage ranks by Private Hire vehicles
Councillor Peatfield	Councillor Poulter	Waste plant minutes
Councillor Bayliss	Councillor Smale	Parking enforcement
Councillor P Pegg	Councillor M Holmes	Assembly Rooms refurbishment

73/18 Minute extract from Licensing Committee meeting held on 8 November 2018

Council considered minute 22/18 of the Licensing Committee, on the Gambling Statement of Principles. The committee had heard that the local authority was required to produce a Statement of Principles setting out how it will exercise the functions under the Gambling Act. It was noted that the statement must be reviewed at least once every three years. In January 2018, the Committee considered a report detailing the process for this years consultation, which was prescribed in the statutory guidance. The committee approved adoption of the revised statement.

It was moved by Councillor Barker, and seconded by Councillor M Holmes, that the minute be approved. This was carried.

Resolved to approve minute 22/18 of the Licensing Committee.

74/18 Employee Appeals Sub-Committee

Council considered a report of the Strategic Director of Corporate Resources which detailed that the Employee Appeals Sub-Committee had ceased its original purpose following a decision by Personnel Committee which removed the facility for employees to appeal to councillors. It was recommended that the sub-committee be dissolved.

The recommendations in the report were moved by Councillor Barker and seconded by Councillor M Holmes.

Resolved to approve the dissolution of the Employee Appeals Sub-Committee subject to the conclusion of any existing cases it was required to hear.

75/18 Appointments to Outside Bodies and Charities

Council considered a report of the Strategic Director of Corporate Resources detailing vacancies that had occurred, or were due to occur, in the appointments made annually by Council.

The recommendations in the report relating to Spondon Relief in Need Charity and Wilmot, Gilbert and Berrysford Charity were moved by the Mayor and seconded. The Mayor sought nominations for the vacancy on Derbyshire Community Health Services NHS Foundation Trust but none were forthcoming.

Resolved:

1) To appoint Mrs Joy Taylor to Spondon Relief in Need Charity, with immediate effect until 18 May 2020;

- 2) To appoint Councillor Cooper to the Wilmot, Gilbert and Berrysford Charity, for a four-year term with effect from 7 January 2019;
- 3) To make no appointment to Derbyshire Community Health Services NHS Foundation Trust.

76/18 Motion: Creative Carers and Haven House

The following motion was moved by Councillor Graves, and seconded by Councillor Bettany:

During June-August 2018, the council ran an aborted procurement process to award a contract to an independent organisation to support carers in Derby. Carers save the city an estimated 3 billion pounds in unpaid care yet suffer high levels of stress, anxiety and depression due to the caring role.

Creative Carers is a carer-led organisation, established by carers living in Derby. It was the top answer in the council's formal consultation about what's working well in Derby and available locally. Creative Carers run a large, accessible, carerdedicated, city-based, community resource called Haven House. It's well used by family carers and loved ones, community groups (e.g. 50 Plus Forum) and Derby City Council (including weekly Social Services advice sessions called Talking Points). Creative Carers successfully provides carers with wellbeing activities, information and resources both at Haven House and across Derby in local community venues.

It's unclear how Derby's carers will now be supported but Creative Carers' council funding is ending in November. That will lead to Haven House closing down unless immediate action is taken. Carers have told the council they want Haven House/Creative Carers to continue. The council must act in carers' local interests and not be diverted by a series of official errors, misjudgements and bureaucratic decisions— the latest being an aborted procurement process due to a 'technical issue'. The council (and/or large organisations with headquarters outside the city) lack the trust and credibility among city carers to provide necessary independent advice and information. These options would be deeply unpopular with carers. Carers have already established a Save Haven House campaign.

Therefore, the council calls upon the Council Cabinet to provide continued funding for Creative Carers, an independent, carer-led, Derby organisation, to support Derby carers (and the council) in meeting statutory preventative duties, needs, and best interests, in ways that can't be done if the council take carers' services in-house and/or outsources them to large organisations with headquarters based elsewhere.

In accordance with Council Procedure Rules CP53-CP55, Councillor Graves sought Council consent to alter the motion as printed by deleting the final paragraph and replacing with the following words:

Therefore, the Council requests the Council Cabinet to review the decision to cease funding the main contractor and the consequences of this and provide funding to Creative Carers until at least April 2019.

Council consent was given. The motion was put to the vote and carried.

Resolved:

During June-August 2018, the council ran an aborted procurement process to award a contract to an independent organisation to support carers in Derby. Carers save the city an estimated 3 billion pounds in unpaid care yet suffer high levels of stress, anxiety and depression due to the caring role.

Creative Carers is a carer-led organisation, established by carers living in Derby. It was the top answer in the council's formal consultation about what's working well in Derby and available locally. Creative Carers run a large, accessible, carer-dedicated, city-based, community resource called Haven House. It's well used by family carers and loved ones, community groups (e.g. 50 Plus Forum) and Derby City Council (including weekly Social Services advice sessions called Talking Points). Creative Carers successfully provides carers with wellbeing activities, information and resources both at Haven House and across Derby in local community venues.

It's unclear how Derby's carers will now be supported but Creative Carers' council funding is ending in November. That will lead to Haven House closing down unless immediate action is taken. Carers have told the council they want Haven House/Creative Carers to continue. The council must act in carers' local interests and not be diverted by a series of official errors, misjudgements and bureaucratic decisions—the latest being an aborted procurement process due to a 'technical issue'. The council (and/or large organisations with headquarters outside the city) lack the trust and credibility among city carers to provide necessary independent advice and information. These options would be deeply unpopular with carers. Carers have already established a Save Haven House campaign.

Therefore, the Council requests the Council Cabinet to review the decision to cease funding the main contractor and the consequences of this and provide funding to Creative Carers until at least April 2019.

77/18 Motion: Modern Slavery

The following motion was moved by Councillor Hezelgrave, and seconded by Councillor West:

Council notes with alarm and dismay the recent convictions in Nottingham Crown Court relating to Modern Slavery activities within the City of Derby.

In order to further strengthen the already robust policies and procedures the Council has in place to identify possible cases of Modern Slavery and Human Trafficking both within the City, and outside the City, further down the supply chain, Council resolves to adopt the Cooperative Party's Charter Against Modern Slavery.

The Charter goes further than existing law and guidance, and will commit Derby City Council to proactively vetting its own supply chain to ensure no instances of modern slavery are taking place.

As an entity, the City Council is one of the largest businesses in the City and the adoption of the Charter will send a clear reassuring message to its residents and other businesses of all sizes that any instances of the despicable and wholly illegal exploitation of vulnerable people will be actively sought, pursued and prosecuted. In doing so, it will join forty nine other Councils in England and Scotland under differing political control, playing an active role in stamping out Modern Slavery, thereby demonstrating leadership on the issue within their communities.

In adopting the Charter, Derby City Council will:

- 1. Train its corporate procurement team to understand modern slavery through the Chartered Institute of Procurement and Supply's (CIPS) online course on Ethical Procurement and Supply.
- 2. Require its contractors to comply fully with the Modern Slavery Act 2015, wherever it applies, with contract termination as a potential sanction for non-compliance.
- 3. Challenge any abnormally low-cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.
- Highlight to its suppliers that contracted workers are free to join a trade union and are not to be treated unfairly for belonging to one.
- 5. Publicise its whistle-blowing system for staff to blow the whistle on any suspected examples of modern slavery.
- 6. Require its tendered contractors to adopt a whistle-blowing policy which enables their staff to blow the whistle on any suspected examples of modern slavery.
- 7. Review its contractual spending regularly to identify any potential issues with modern slavery.
- 8. Highlight for its suppliers any risks identified concerning modern slavery and refer them to the relevant agencies to be addressed.
- 9. Refer for investigation via the National Crime Agency's national referral mechanism any of its contractors identified as a cause for concern regarding modern slavery.
- 10. Report publicly on the implementation of this policy annually.

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken. The voting was as follows:

Those for the motion: The Mayor, Councillor Carr, and Councillors Afzal, Ashburner, Barker, Bayliss, Bettany, Care, Cooper, Dhindsa, Eldret, Evans, Froggatt, Graves, Grimadell, Harwood, Hassall, Hezelgrave, A Holmes, M Holmes, Hudson, Hussain, Jackson, Keith, J Khan, S Khan, Marshall, McCristal, Naitta, Nawaz, Peatfield, A Pegg, P Pegg, Potter, Poulter, Raju, Rawson, Repton, Roulstone, Russell, Sandhu, Shanker, Skelton, Smale, Stanton, Webb, West, Williams, Willoughby and Wood (49)

Those against the motion: none

Abstentions: none

Resolved:

Council notes with alarm and dismay the recent convictions in Nottingham Crown Court relating to Modern Slavery activities within the City of Derby.

In order to further strengthen the already robust policies and procedures the Council has in place to identify possible cases of Modern Slavery and Human Trafficking both within the City, and outside the City, further down the supply chain, Council resolves to adopt the Cooperative Party's Charter Against Modern Slavery.

The Charter goes further than existing law and guidance, and will commit Derby City Council to proactively vetting its own supply chain to ensure no instances of modern slavery are taking place.

As an entity, the City Council is one of the largest businesses in the City and the adoption of the Charter will send a clear reassuring message to its residents and other businesses of all sizes that any instances of the despicable and wholly illegal exploitation of vulnerable people will be actively sought, pursued and prosecuted.

In doing so, it will join forty nine other Councils in England and Scotland under differing political control, playing an active role in stamping out Modern Slavery, thereby demonstrating leadership on the issue within their communities.

In adopting the Charter, Derby City Council will:

- 1. Train its corporate procurement team to understand modern slavery through the Chartered Institute of Procurement and Supply's (CIPS) online course on Ethical Procurement and Supply.
- 2. Require its contractors to comply fully with the Modern Slavery Act 2015, wherever it applies, with contract termination as a potential sanction for non-compliance.
- 3. Challenge any abnormally low-cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.
- 4. Highlight to its suppliers that contracted workers are free to join a trade union and are not to be treated unfairly for belonging to one.
- 5. Publicise its whistle-blowing system for staff to blow the whistle on any suspected examples of modern slavery.
- 6. Require its tendered contractors to adopt a whistle-blowing policy which enables their staff to blow the whistle on any suspected examples of modern slavery.
- 7. Review its contractual spending regularly to identify any potential issues with modern slavery.

- 8. Highlight for its suppliers any risks identified concerning modern slavery and refer them to the relevant agencies to be addressed.
- Refer for investigation via the National Crime Agency's national referral mechanism any of its contractors identified as a cause for concern regarding modern slavery.
- 10. Report publicly on the implementation of this policy annually.

78/18 Motion: Formal recognition of genocides

The following motion was moved by Councillor Williams, and seconded by Councillor Cooper:

Since the inception of Holocaust Memorial Day in 2001, Derby has proudly promoted and staged week long commemorative events each year, delivered by a team of volunteers, through diverse partnerships. These programmes have been supported by Derby City Council.

Nationally, Holocaust Memorial Day, on the 27th January, is for everyone to remember the six million Jews murdered in the Holocaust, the millions of people killed under Nazi Persecution, and in the genocides that followed. In Derby, we have chosen to look further back and remember acts of genocide which were relevant precursors to that which happened in Europe under Nazi control.

Both of these Genocides are not formally recognised by the United Kingdom.

These are:

- The Holodomor, the forced famine of 1932/33 deliberately perpetrated by the Soviet Union against Ukraine that led to the death of at least 7 million Ukrainians, around a third of them children.
- The Armenian Genocide 1915-1918, the killing and mass deportation of Armenians from the Ottoman Empire. Over 1.5 million people died as a result of this systematic action.

The Holodomor

- a) A key partner in Derby's Holocaust Memorial Day events is the Ukrainian Community. It has its roots in Derby as a refugee community, arriving here over 70 years ago.
- b) This year of 2018, constitutes the 85th anniversary of the Holodomor, the forced famine of 1932/33 deliberately perpetrated by the Soviet Union against Ukraine that led to the death of at least 7 million Ukrainians, around a third of them children.
- c) Throughout this year there have been international events to commemorate this anniversary. In particular, in the 85 days before International Holodomor Day, which falls on 24th November 2018, Ukrainian communities around the world will

participate in an international commemorative event "Light a Candle in Remembrance" which will finally make its journey to Ukraine where a formal memorial is to take place.

- d) Derby was one of the first cities in the United Kingdom to commemorate this 85th Anniversary of the Holodomor during its Holocaust Memorial events in January 2018.
- e) The Derby Branch of the Association of Ukrainians wish for the Ukrainian Famine of 1932-33 to be recognised as an act of Genocide, both locally, and nationally, to give the tragedy of the Holodomor its rightful place in 20th century history. In doing so the UK would be joining other states such as Australia and Canada, as well as the USA, in which the Senate recently resolved to recognise that "Joseph Stalin committed genocide against Ukrainians in 1932/33."

The Armenian Genocide

- a) The Holocaust Memorial Day committee decided to take a stand on the Armenian Genocide on its 100th Anniversary in 2015 by formally recognising it, as a Genocide, through its inclusion in the main programme.
- b) The Armenian Genocide is not universally recognised, with just 29 countries taking that position. This does not include the United Kingdom (albeit that it is recognised in Scotland, Wales, and Northern Ireland)

Council believes that the formal act of recognition of these events as Genocide is an essential part of the process of ensuring that such acts are not forgotten and not repeated.

Council resolves:

- 1 to formally recognise the man-made famine of 1932-33 (also known as the Holodomor), as an act of genocide committed against the Ukrainian people;
- 2 to formally recognise the killing of 1.5 million Armenians by the Ottoman Empire in 1915-1918, as an act of genocide committed against the Armenian people.
- 3 to ask her Majesty's Government to consider recognising both the Holodomor and the Armenian Genocide as acts of genocide.

The motion was put to the vote and carried.

Since the inception of Holocaust Memorial Day in 2001, Derby has proudly promoted and staged week long commemorative events each year, delivered by a team of volunteers, through diverse partnerships. These programmes have been supported by Derby City Council.

Nationally, Holocaust Memorial Day, on the 27th January, is for everyone to remember the six million Jews murdered in the Holocaust, the millions of people killed under Nazi Persecution, and in the genocides that followed. In

Derby, we have chosen to look further back and remember acts of genocide which were relevant precursors to that which happened in Europe under Nazi control.

Both of these Genocides are not formally recognised by the United Kingdom.

These are:

- The Holodomor, the forced famine of 1932/33 deliberately perpetrated by the Soviet Union against Ukraine that led to the death of at least 7 million Ukrainians, around a third of them children.
- The Armenian Genocide 1915-1918, the killing and mass deportation of Armenians from the Ottoman Empire. Over 1.5 million people died as a result of this systematic action.

The Holodomor

- a) A key partner in Derby's Holocaust Memorial Day events is the Ukrainian Community. It has its roots in Derby as a refugee community, arriving here over 70 years ago.
- b) This year of 2018, constitutes the 85th anniversary of the Holodomor, the forced famine of 1932/33 deliberately perpetrated by the Soviet Union against Ukraine that led to the death of at least 7 million Ukrainians, around a third of them children.
- c) Throughout this year there have been international events to commemorate this anniversary. In particular, in the 85 days before International Holodomor Day, which falls on 24th November 2018, Ukrainian communities around the world will participate in an international commemorative event "Light a Candle in Remembrance" which will finally make its journey to Ukraine where a formal memorial is to take place.
- d) Derby was one of the first cities in the United Kingdom to commemorate this 85th Anniversary of the Holodomor during its Holocaust Memorial events in January 2018.
- e) The Derby Branch of the Association of Ukrainians wish for the Ukrainian Famine of 1932-33 to be recognised as an act of Genocide, both locally, and nationally, to give the tragedy of the Holodomor its rightful place in 20th century history. In doing so the UK would be joining other states such as Australia and Canada, as well as the USA, in which the Senate recently resolved to recognise that "Joseph Stalin committed genocide against Ukrainians in 1932/33."

The Armenian Genocide

- a) The Holocaust Memorial Day committee decided to take a stand on the Armenian Genocide on its 100th Anniversary in 2015 by formally recognising it, as a Genocide, through its inclusion in the main programme.
- b) The Armenian Genocide is not universally recognised, with just 29 countries taking that position. This does not include the United Kingdom (albeit that it is recognised in Scotland, Wales, and Northern Ireland)

Council believes that the formal act of recognition of these events as Genocide is an essential part of the process of ensuring that such acts are not forgotten and not repeated.

Council resolves:

- 1) to formally recognise the man-made famine of 1932-33 (also known as the Holodomor), as an act of genocide committed against the Ukrainian people;
- 2) to formally recognise the killing of 1.5 million Armenians by the Ottoman Empire in 1915-1918, as an act of genocide committed against the Armenian people.
- 3) to ask her Majesty's Government to consider recognising both the Holodomor and the Armenian Genocide as acts of genocide.

79/18 Motion: Previous decision to terminate Waste Contract

The following motion was moved by Councillor Peatfield, and seconded by Councillor Bayliss:

As the Leader of the Council has not fulfilled the motion passed at the last Full Council meeting to terminate the Inter Authority Agreement and thus the contract regarding the Sinfin Incinerator Plant, Council moves that the Leader of the Council, Councillor Chris Poulter, be removed from office with immediate effect as Council has no confidence in Councillor Poulter as Leader carrying out its will.

As required under Rule CP71a of the Council Procedure Rules, it was demanded by at least 10 members that a recorded vote be taken. The voting was as follows:

Those for the motion: Councillors Afzal, Bayliss, Care, Dhindsa, Eldret, Froggatt, Hezelgrave, Hussain, Jackson, J Khan, S Khan, Marshall, Nawaz, Peatfield, P Pegg, Raju, Rawson, Repton, Russell, Sandhu, Shanker, Stanton and West (23)

Those against the motion: Councillors Ashburner, Barker, Bettany, Cooper, Evans, Graves, Grimadell, Harwood, Hassall, A Holmes, M Holmes, Hudson, Keith, McCristal, Naitta, A Pegg, Potter, Poulter, Roulstone, Skelton, Smale, Webb, Williams, Willoughby, Wood and the Mayor, Councillor Carr (26)

Abstentions: none

The motion was lost.

80/18 Motion: Parental and Carers' Leave

The following motion was moved by Councillor Froggatt, and seconded by Councillor Stanton:

This Council notes:

- That analysis of the 2018 Local Election results by the Fawcett Society found that only 34% of councillors in England are women, up 1% since 2017. Of the seats that were up for election in 2018, 38% went to women, up just 3 percentage points on 2014 when these seats were last contested;
- That across England, Labour has improved its representation since seats were last up for grabs, with 45% women compared with 40% in 2014, Liberal Democrat representation up from 34% to 36% whilst the Conservative Party saw a fall from 31% to 29% in the share of its councillors who are female;
- That as of the 2018 local elections, only 26 out of 119 Labour councils and only 33 out of 130 opposition Labour Groups are led by women;
- As of summer 2017, only a 4% of councils in England and Wales have parental leave policies, according to research by the Fawcett Society;
- The number of councils which have a Carers Leave policy is unknown
- That the role of a councillor should be open to all, regardless of their background, and that introducing a parental and carers leave policy is a step towards encouraging a wider range of people to become councillors, and is also a step to encourage existing councillors who may want to start a family or who take on additional caring commitments to remain as councillors;
- That parental and carers leave must apply to parents regardless of their gender, and that it should also cover adoption leave to support those parents who choose to adopt.

This Council resolves:

- To recommend to the Independent Remuneration Panel that from May 2019 the Members Allowance Scheme includes a parental and carers leave policy that ensures all that councillors with children and other caring commitments are supported as appropriate
- To establish the provision of high quality child-care facilities within the Council House to support both Councillors and Employees

It was moved by Councillor Barker, and seconded, that the motion be amended by the deletion of the final two bullet points and their replacement with the following words:

To form a cross party working group looking at particularly the recommendations of the Fawcett Society and emerging information from the Local Government Association relating to parental and carers leave with a view to recommendations of a new or updated policy for Councillors in Derby.

The amendment was put to the vote and carried. The motion as amended was put to the vote and carried.

Resolved:

This Council notes:

- That analysis of the 2018 Local Election results by the Fawcett Society found that only 34% of councillors in England are women, up 1% since 2017. Of the seats that were up for election in 2018, 38% went to women, up just 3 percentage points on 2014 when these seats were last contested:
- That across England, Labour has improved its representation since seats were last up for grabs, with 45% women compared with 40% in 2014, Liberal Democrat representation up from 34% to 36% whilst the Conservative Party saw a fall from 31% to 29% in the share of its councillors who are female;
- That as of the 2018 local elections, only 26 out of 119 Labour councils and only 33 out of 130 opposition Labour Groups are led by women;
- As of summer 2017, only a 4% of councils in England and Wales have parental leave policies, according to research by the Fawcett Society;
- The number of councils which have a Carers Leave policy is unknown
- That the role of a councillor should be open to all, regardless of their background, and that introducing a parental and carers leave policy is a step towards encouraging a wider range of people to become councillors, and is also a step to encourage existing councillors who may want to start a family or who take on additional caring commitments to remain as councillors;
- That parental and carers leave must apply to parents regardless of their gender, and that it should also cover adoption leave to support those parents who choose to adopt.

This Council resolves:

To form a cross party working group looking at particularly the recommendations of the Fawcett Society and emerging information from the Local Government Association relating to parental and carers leave with a view to recommendations of a new or updated policy for Councillors in Derby.

81/18 Motion to extend the meeting

Under Council Procedure Rule CP42(I), a motion without notice was moved by Councillor Barker that, contrary to Rule CP10, the meeting be extended beyond four hours duration.

The motion was seconded, put to the vote, and lost.

82/18 Brexit Withdrawal Agreement

The following motion was moved by Councillor Evans, and seconded by Councillor Graves:

17.4 million people and 58% of Derby residents voted Leave in the referendum in 2016. Parliamentarians should carefully examine the rationale that they will be using to cast their vote on the Withdrawal Agreement.

Contrary to what many in the media are implying, this is not a vote on whether Brexit is a good idea. Parliament originally voted to pass this decision to the people via a Referendum and then voted again to trigger Article 50.

People's opinion on Brexit was canvassed on 23rd June 2016. Therefore any vote on the Withdrawal Agreement needs to cast subjectivity aside and stick to a clear set of tests. Those tests were articulated by the Prime Minister in her Lancaster House Speech in 2017 as follows:

- 1. The UK controls its own laws:
- 2. The UK controls immigration (increasing and decreasing the net level in response to economic and social demands);
- 3. The UK leaves the Single Market whilst securing access through a new, comprehensive, bold free trade agreement; and
- 4. The UK frees itself from the Common Commercial Policy and the Common External Tariff thus leaving the Custom Union.

Where the proposed arrangement fails to deliver any one of these tests, it is not delivering the Brexit that was promised in the 2016 Referendum. The tests above are the promises that were made to the British people and our parliamentarians should honour them.

Council does not believe the Prime Minister's own tests are met. We should be desperately worried about the prospect of the UK, via a Common Rule Book, being shackled to regulations from Brussels without any recourse to their creation and application. British business will remain locked in a Customs Union, making it near impossible for the UK to pursue its own independent global trade strategy. The 'deal' on the table offers the EU carte blanche to impose uncompetitive and deliberately punitive policies on the UK, selling British business down the river. It would truly be the worst of all worlds and would represent the greatest act of national humiliation in this proud nation's recent history.

Despite hugely unhelpful narratives from an increasingly partisan press, Brexit under WTO rules is not a 'cliff edge' nor need it be 'chaotic'. At present, 92% of British companies do not trade with the EU at all. And this 92% account for 87% of the UK economy. Business leaders already export all over the world often on WTO terms and many run JIT supply chains across APAC and the US. The WTO provides a ready-made framework for co-operation with a set of rules the UK itself helped to co-author. Given that the EU is a member of the WTO it is bound to ensure, come March 2019 that it will not put up any additional barriers to trade nor take punitive measures against the UK. Indeed, if it did, what does that say about the organisation we are attempting to leave? Businesses are well aware of what the repercussions of the vote against the withdrawal agreement may be. They know that this may result in an exit on WTO terms and do not fear it. They recognise that there may be considerable short term turbulence but they are confident that they, and the people of the UK, will be able to steer through any short term upheaval to a prosperous future.

This is the most important vote in modern British history and the eyes of the nation are upon our parliamentarians. The effect on our democracy and on our society of failing to deliver Brexit is far more toxic, long term and dangerous than any exit scenario.

Council calls on the Government to deliver on the tests the Government gave itself.

In accordance with Council Procedure Rule CP10, the meeting was ended at 10.06pm as four hours duration had been reached. The time limit was reached with the mover, Councillor Evans, having completed his speech and the seconder, Councillor Graves, having completed three minutes and 40 seconds of the five minutes for which he was permitted to speak under Council Procedure Rule CP46.

Also in accordance with Council Procedure Rule CP10, the item would be resumed at the next Ordinary Meeting of Council, which was scheduled to take place on 23 January 2018.

MAYOR