

**COUNTY COUNCIL**  
**14<sup>th</sup> SEPTEMBER 2022**

**Subject: MOTIONS ON NOTICE**

**Purpose: To revisit the wording of Council Procedure Rule 12**

**Recommendations / key decisions required:**

**That the amended wording be recommended to County Council**

Reasons: To give parity of status to members signing up to a Motion on Notice.

Relevant scrutiny committee to be consulted NO

|                           |    |
|---------------------------|----|
| Cabinet Decision Required | NO |
|---------------------------|----|

Council Decision Required YES

|                                   |  |
|-----------------------------------|--|
| CABINET MEMBER PORTFOLIO HOLDER:- | Leader as Chair of Constitutional Review Working Group |
|-----------------------------------|--|

Directorate:

Name of Head of Service:

Linda Rees-Jones

Report Author:

Linda Rees-Jones

Designations:

Head of Administration &  
Law & Monitoring Officer

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**EXECUTIVE SUMMARY  
COUNTY COUNCIL  
14<sup>th</sup> September 2022**

**MOTIONS ON NOTICE**

1. Motions on Notice (NOMs) are a means for members to provoke debates in Full Council on matters which might not otherwise appear on the agenda for debate.
2. Council Procedure Rule 12 (CPR 12) enables any two members of Council to submit a Motion on Notice. The full CPR can be found at Appendix 1. However, with hindsight it is recognised that requiring one of the two members to be the “proposer” and the other the “seconder” may credit one of the two members with a bigger role in identifying the issue and submitting the NOM than the other, whereas both should equally perhaps be accorded the same status for having identified and submitted the NOM. Whilst this might not be an issue where the two members come from the same political group, the wording may not be conducive for cross-party NOMs
3. At its meeting of the 20<sup>th</sup> July 2022 the cross party Constitutional review Working Group agreed to recommend amended wording to Full Council to address this issue and to attribute equal credit to the members submitting the NOM. The proposed revised wording is set out in Appendix 2 which essentially allows two or more members to submit a NOM, and to be awarded equal standing.
4. The amended CPR has assumed that at least two members would be required for the submission of a NOM. Some local authorities allow any one member to submit a NOM, but motions cannot be debated, of course, unless they have been proposed and seconded, so requiring at least 2 members addresses that issue upfront.
5. The NOM will still need to be moved and seconded at the meeting, and the right of reply will attach to the mover on the day.
6. No other amendments to CPR 12 eg cap on number of NOMs per County Council meeting, cap on time for debate etc. have been proposed by the Constitutional Review Working Group.

**DETAILED REPORT ATTACHED?**

**NO**

## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report:

**Signed:** Linda Rees-Jones, Head of Administration & Law & Monitoring Officer

| Policy, Crime & Disorder and Equalities | Legal      | Finance     | ICT         | Risk Management Issues | Staffing Implications | Physical Assets |
|---|------------|-------------|-------------|------------------------|-----------------------|-----------------|
| <b>YES</b>                              | <b>YES</b> | <b>NONE</b> | <b>NONE</b> | <b>NONE</b>            | <b>NONE</b>           | <b>NONE</b>     |

### 1. Policy, Crime & Disorder and Equalities

Council Procedure Rules form part of the Council's Constitution.

### 2. Legal

Any amendment to Council Procedure Rules is a decision for Full Council. The amendment proposed is procedural only.

# CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: Linda Rees-Jones, Head of Administration & Law

1. Scrutiny Committee – N/A

2. Local Member(s) - N/A

3. Community / Town Council – N/A

4. Relevant Partners - N/A

5. Staff Side Representatives and other Organisations - N/A

Section 100D Local Government Act, 1972 – Access to Information  
List of Background Papers used in the preparation of this report:

THESE ARE DETAILED BELOW

| Title of Document      | File Ref No. | Locations that the papers are available for public inspection |
|------------------------|--------------|---|
| Council's Constitution |              | Available to view on Council's website                        |