

## NOTICE OF MOTION REGARDING FIREWORKS

<b>Council</b>	<b>7 July 2020</b>
Report Author	<b>Nick Hughes, Committee Services Manager</b>
Portfolio Holder	<b>Councillor Whitehead, Cabinet Member for Housing and Communities</b>
Status	<b>For Decision</b>
Classification:	<b><i>Unrestricted</i></b>
Key Decision	<b>No</b>
Ward:	<b>All Wards</b>

### Executive Summary:

To consider a Notice of Motion requesting that Cabinet reviews the Council's legal powers in relation to public firework displays and the use of fireworks generally in the District.

### Recommendation(s):

Council is invited to consider whether to debate the motion.

### CORPORATE IMPLICATIONS

<b>Financial and Value for Money</b>	None arising directly from this report
<b>Legal</b>	<p>Council Procedure Rule 3.7 states that: “the Member whose name appears first on the notice will move the motion during his or her speech and call for a seconder. If seconded, a Member from the controlling political group will be entitled to a reply, after which the motion shall stand referred without further discussion to the Cabinet or appropriate committee for determination or report unless the Council decides to debate the motion in accordance with Rule 16” (<i>rules of debate</i>)</p> <p>However, as only Council can adopt the motion on notice, the motion will fall if the Council does not agree to debate it.</p>
<b>Corporate</b>	Council Procedure Rule 3 provides the opportunity for Councillors to give advance notice of motions to be put to Council.
<b>Equalities Act 2010 &amp; Public Sector Equality Duty</b>	Members are reminded of the requirement, under the Public Sector Equality Duty (section 149 of the Equality Act 2010) to have due regard to the aims of the Duty at the time the decision is taken. The aims of the Duty are: (i) eliminate unlawful discrimination, harassment, victimisation and other conduct prohibited by the Act, (ii) advance equality of opportunity between people who share a protected characteristic and

	<p>people who do not share it, and (iii) foster good relations between people who share a protected characteristic and people who do not share it.</p> <p>Protected characteristics: age, gender, disability, race, sexual orientation, gender reassignment, religion or belief and pregnancy &amp; maternity. Only aim (i) of the Duty applies to Marriage &amp; civil partnership.</p>								
	<table border="1"> <tr> <td colspan="2">Please indicate which aim is relevant to the report.</td> </tr> <tr> <td>Eliminate unlawful discrimination, harassment, victimisation and other conduct prohibited by the Act,</td> <td></td> </tr> <tr> <td>Advance equality of opportunity between people who share a protected characteristic and people who do not share it</td> <td></td> </tr> <tr> <td>Foster good relations between people who share a protected characteristic and people who do not share it.</td> <td></td> </tr> </table>	Please indicate which aim is relevant to the report.		Eliminate unlawful discrimination, harassment, victimisation and other conduct prohibited by the Act,		Advance equality of opportunity between people who share a protected characteristic and people who do not share it		Foster good relations between people who share a protected characteristic and people who do not share it.	
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	one arising directly from this report								

<b>CORPORATE PRIORITIES (tick those relevant)✓</b>	
A clean and welcoming Environment	
Promoting inward investment and job creation	
Supporting neighbourhoods	x

<b>CORPORATE VALUES (tick those relevant)✓</b>	
Delivering value for money	
Supporting the Workforce	
Promoting open communications	x

## 1.0 Introduction and Background

- 1.1 The following motion has been received from Councillor Gregory in accordance with Council Procedure Rule No. 3:

<p><b>The Council recommends to Cabinet that Cabinet reviews the Council's legal powers in relation to public firework displays and the use of fireworks generally in the District, and in particular:</b></p> <ul style="list-style-type: none"> <li>● a requirement that all public firework displays within the local authority boundaries to be advertised in advance of the event, allowing residents to take precautions for their animals and vulnerable people;</li> <li>● the promotion of a public awareness campaign about the impact of fireworks on animal welfare and vulnerable people – including the precautions that can be taken to mitigate risks;</li> <li>● lobbying the Government urging them to ‘utilise any levers at their disposal to mitigate any negative impacts on animals and vulnerable people of the hosting of firework displays’;</li> <li>● lobbying the Government to impose tighter controls on the use of fireworks;</li> <li>● encouraging local suppliers of fireworks to stock ‘quieter’ fireworks for public display.</li> </ul>
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## 2.0 Options

2.1 To debate the motion

2.2 Not to debate the motion, in which case the motion will fall.

### **3.0 Decision Making Process**

3.1 It is for Council to decide whether or not to debate the motion.

Contact Officer:	Nicholas Hughes, Committee Services Manager
Reporting to:	Tim Howes, Director of Corporate Governance

### **Corporate Consultation**

<b>Finance</b>	Matt Sanham, Corporate Finance Manager
<b>Legal</b>	Tim Howes, Director of Corporate Governance