



North Devon Council  
Brynsworthy Environment  
Centre  
Barnstaple  
North Devon EX31 3NP

M. Mansell, BSc (Hons),  
C.P.F.A.  
Chief Executive.

To : All Members of the Council  
and Chief Officers

**NOTE: PLEASE NOTE THAT PRAYERS WILL BE SAID AT 5.55 P.M. PRIOR  
TO THE COUNCIL MEETING FOR ANY MEMBER WHO WISHES TO ATTEND**

### **COUNCIL MEETING**

**YOU ARE HEREBY SUMMONED** to attend a meeting of **NORTH DEVON  
COUNCIL** to be held at Brynsworthy Environment Centre, Barnstaple on  
**WEDNESDAY 22<sup>ND</sup> NOVEMBER 2017 AT 6.00 P.M.**

A handwritten signature in black ink, appearing to read "M. Mansell", with a stylized flourish at the end.

**Chief Executive**

### **AGENDA**

1. Apologies for absence.
2. To approve as a correct record the minutes of the meeting held on 6<sup>th</sup> September 2017 (attached).
3. Chairman's announcements.
4. Business brought forward by or with the consent of the Chairman.
5. Replies to any questions submitted by the Public and/or to receive Petitions under Part 4, Council Procedures Rules, Paragraphs 8 and 9 of the Constitution.
  - (a) **Save Pilton Park Petition.** To receive a petition from Mr Parker
6. To consider motions of which notice has been submitted by Members in accordance with Part 4, Council Procedures Rules, Paragraph 11 of the Constitution.
  - (a) To consider the following notice of motion from Councillor Worden:

“Council expresses its concern that the Government’s recent announcement of “fair funding” for schools results in a further real term cut for many schools in North Devon. Accordingly Council calls

on the MP for North Devon to actively seek an improvement to the level of funding for our schools for 2018/19.”

7. **Declarations of Interest (NB. Members only need to re-declare any interests previously declared at Committee and Sub-Committee meetings if the item is discussed at Council).**
8. Chairman’s replies to any questions to Council by Members submitted under Part 4, Council Procedures Rules, Paragraph 10 of the Constitution.
9. To agree the agenda between Part ‘A’ and Part ‘B’ (Confidential Restricted Information).

## **PART ‘A’**

10. **Executive reports.** (NOTE: Minutes of the meetings of the Executive held on 4<sup>th</sup> September 2017, 2<sup>nd</sup> October 2017 and 6<sup>th</sup> November 2017).  
**(NOTE: Please refer to Guidance Notes for Rules of Debate at meetings of Council on page 6 of the agenda front pages)** (Pages 1 to 30)
  - (a) **Executive Leader Report.** Report of Leader (attached). (Page 31).
  - (b) **Executive Members reports, as required**
  - (c) **Questions to Executive submitted under Part 4, Council Procedure Rules, paragraph 10 of the Constitution.**
  - (d) **Recommendations of the Executive.** To consider the recommendations of the Executive (attached). (Pages 32 to 33).
    - (i) **4<sup>th</sup> September 2017**
      - a. **Minute 54 (b): Allocation of Section 106 Affordable Housing Commuted Sums to Higher Westway, Newton Tracey.**
    - (ii) **2nd October 2017**
      - a. **Minute 61 (b): Approval and Release of Section 106.**
11. **Exmoor Hill Farming Scheme.** Presentation by Katherine Williams, Network Officer, Exmoor Hill Farm Network and Dave Knight, Chair of Exmoor Hill Farm Network.
12. **New Devon and South Devon and Torbay CCGs.** Presentation by Dr. Sonja Manton, Director of Strategy (pursuance to minute 29 (a) of the meeting held on 6<sup>th</sup> September 2017 refers).
13. **Performance and Financial Management Quarter 1 for 2017/18.** (NOTE: A copy of the report that was considered by the Executive on 4<sup>th</sup> September 2017 is attached). (Pages 34 to 72).
  - (a) **Report of meeting of the Overview and Scrutiny Committee.** To receive the report of the meeting of the Overview and Scrutiny Committee held on 21<sup>st</sup> September 2017 (attached). (Pages 73 to 74).

- (b) **Report of meeting of the Executive.** To receive the report of the meeting of the Executive held on 4<sup>th</sup> September 2017 (attached). (Page 75).
14. **Performance and Financial Management Quarter 2 for 2017/18.** (NOTE: A copy of the report that was considered by the Executive on 6<sup>th</sup> November 2017 is attached). (Pages 76 to 107).
- (a) **Report of meeting of the Overview and Scrutiny Committee.** To receive the report of the meeting of the Overview and Scrutiny Committee held on 16<sup>th</sup> November 2017 (to follow).
- (b) **Report of meeting of the Executive.** To receive the report of the meeting of the Executive held on 6<sup>th</sup> November 2017 (attached). (Page 108).
15. **Treasury Management Strategy Statement and Annual Investment Strategy Mid Year Review Report 2017/18.** (NOTE: A copy of the report that was considered by the Executive on 6<sup>th</sup> November 2017 is attached). (Pages 109 to 122).
- (a) **Report of meeting of the Overview and Scrutiny Committee.** To receive the report of the meeting of the Overview and Scrutiny Committee held on 16<sup>th</sup> November 2017 (to follow).
- (b) **Report of meeting of the Executive.** To receive the report of the meeting of the Executive held on 6<sup>th</sup> November 2017 (attached). (Page 123).
16. **Growth Workshop.** Report by Economic Growth Manager (attached). (Pages 124 to 128).
17. **Rural Champion.** Report by Head of Corporate and Community Services (attached). (Pages 129 to 130).
18. **Outside Body Appointments.** Report by Head of Corporate and Community Services (attached). (Pages 131 to 133).
19. **Urgent Decisions Taken During the Period 25<sup>th</sup> August 2017 – 13<sup>th</sup> November 2017.** To note that no urgent decisions have been taken during this period.
20. **Report of Chairman of Overview and Scrutiny Committee** (attached). (Pages 134 to 135).
21. **Minutes of Committees.**

Council is recommended to note the attached schedule of committee minutes and approve recommendations as listed (see section 2 of the agenda papers).

#### **PART 'B' (Confidential Restricted Information)**

Nil.

**Reminder - Members please return your agenda to the Corporate and Community Services Officer at the end of the meeting**

**If you have any enquiries about this agenda, please contact Corporate and Community Services, telephone 01271 388253**

## **SCHEDULE OF COMMITTEE MINUTES AND RECOMMENDATIONS**

### **(a) Overview and Scrutiny Committee**

- (i) 21<sup>st</sup> September 2017 (Pages 136 to 142)
- (ii) 19<sup>th</sup> October 2017 (Pages 143 to 149)
- (iii) 16<sup>th</sup> November 2017 (to follow)

### **(b) Planning Committee**

- (i) 13<sup>th</sup> September 2017 (Pages 150 to 157)
- (ii) 11<sup>th</sup> October 2017 (Pages 158 to 160)

## **GUIDANCE NOTES FOR RULES OF DEBATE AT MEETINGS OF COUNCIL**

### Part 4, Council Procedure Rules of the Constitution

#### **The basics**

At a meeting of Full Council, Members shall stand when speaking unless unable to do so and shall address the Chair.

While a Member is speaking, other Members shall remain seated unless rising for a point of order, a point of information or in personal explanation.

No speeches may be made after the mover had moved a proposal and explained the purpose of it until the motion has been seconded.

Unless notice of motion has already been given, the Chair may require it to be written down and handed to him before it is discussed.

When seconding a motion or amendment, a member may reserve their speech until later in the debate.

Speeches must be directed to the question under discussion or to be personal explanation or point of order.

A speech by the mover of a motion may not exceed 5 minutes without the consent of the Chair.

Speeches by other Members may not exceed 3 minutes without the consent of the Chair, unless when the Council's annual budget is under discussion, the leader of each political group on the Council may speak for up to 5 minutes or such longer period as the Chair shall allow.

#### **The rules of Executive Question Time**

At a meeting of the Council, other than the Annual meeting, a Member of the Council may ask the Leader, any Executive Member or the chair of a committee any question without notice upon an item of the report of the Executive or a committee when that item is being received or under consideration by the Council.

### **North Devon Council protocol on recording/filming at Council meetings**

The Council is committed to openness and transparency in its decision-making. Recording is permitted at Council meetings that are open to the public. The Council understands that some members of the public attending its meetings may not wish to be recorded. The Chairman of the meeting will make sure any request not to be recorded is respected.

The rules that the Council will apply are:

1. The recording must be overt (clearly visible to anyone at the meeting) and must not disrupt proceedings. The Council will put signs up at any meeting where we know recording is taking place.
2. The Chairman of the meeting has absolute discretion to stop or suspend recording if, in their opinion, continuing to do so would prejudice proceedings at the meeting or if the person recording is in breach of these rules.
3. We will ask for recording to stop if the meeting goes into 'part B' where the public is excluded for confidentiality reasons. In such a case, the person filming should leave the room ensuring all recording equipment is switched off.
4. Any member of the public has the right not to be recorded. We ensure that agendas for, and signage at, Council meetings make it clear that recording can take place – anyone not wishing to be recorded must advise the Chairman at the earliest opportunity.
5. The recording should not be edited in a way that could lead to misinterpretation or misrepresentation of the proceedings or in a way that ridicules or shows a lack of respect for those in the recording. The Council would expect any recording in breach of these rules to be removed from public view.

#### **Notes for guidance:**

Please contact either our Corporate and Community Services team or our Communications team in advance of the meeting you wish to record at so we can make all the necessary arrangements for you on the day.

For more information contact the Corporate and Community Services team on **01271 388253** or email **[memberservices@northdevon.gov.uk](mailto:memberservices@northdevon.gov.uk)** or the Communications Team on **01271 388278**, email **[communications@northdevon.gov.uk](mailto:communications@northdevon.gov.uk)**.

North Devon Council offices at Brynsworthy, the full address is: Brynsworthy Environment Centre(BEC), Roundswell, Barnstaple, Devon. EX31 3NP.

At the Roundswell roundabout take the exit onto the B3232, after about ½ mile take the first right, BEC is about ½ a mile on the right.

Drive into the site, visitors parking is in front of the main building on the left hand side. There should be plenty of spaces.

On arrival at the main entrance, please dial 8253.

