



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

K. Miles
Chief Executive.

To: All Members of the Council
and Chief Officers

NOTE: PLEASE NOTE THAT PRAYERS WILL BE SAID AT 6.25 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 in the Virtual - Online meeting on **WEDNESDAY, 25TH NOVEMBER, 2020 at 6.30 pm.**

A handwritten signature in black ink, appearing to read 'K. Miles', is written over a light blue horizontal line.

Chief Executive

AGENDA

1. Virtual meetings procedure - briefing and etiquette
Chair to report.
2. Apologies for absence
3. To approve as a correct record the minutes of the meeting held on 7 October 2020 (attached) (Pages 13 - 28)
4. Chair's announcements
5. Business brought forward by or with the consent of the Chair
6. 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
7. To consider motions of which notice has been submitted by Members in accordance with Part 4, Council Procedure Rules, Paragraph 11 of the Constitution

(a) To consider the following notice of motion received by Councillor Patrinos

“In reaction to the devastating decision by central government to vote against protecting farming the environment and food standards, I propose the following:

Motion:

“That North Devon Council write to the Secretary of State for the Environment Food and Rural Affairs to expresses our disappointment at the government’s decision to vote against protecting food standards in the Agriculture Bill. This is a devastating blow to farmers and consumers, impacting upon animal welfare, the environment and public health. It will also drive small farmers out of business and change our landscape. That we also write to our own MP, Selaine Saxby to ask her try to urge the SOS to save our agricultural industry and Save British Farming.”

(b) To consider the following notice of motion by Councillor Hunt:

“This Council notes:

- That North Devon is one of the hardest hit regions economically in the South West as the result of the Covid 19 pandemic with, for example the number of families on Universal Credit rising from 3885 in March to 7999 in September.
- That numbers of pupils entitled to Free School Meals is rising fast.
- That every child who is entitled to Free School Meals is a sign of a family under significant financial pressure.
- That this picture of increasing child poverty is supported by the rapid rise in the number of families dependent on food banks.
- That the Trussell trust reported an 81 per cent increase in food bank dependency in March 2020, and other food banks reported similar increases. It is said that the figures show that the number of children relying on food banks more than doubles during lockdown.
- That children who are hungry are less able to learn and thrive at school.
- That the extension of the school meals voucher scheme (campaign for by Marcus Rashford) to cover the period of the summer holiday was incredibly important and valuable to families in food poverty.
- The very welcome commitment and generosity shown by many local businesses and individuals in North Devon to provide free meals for children of families who are struggling to provide food.
- This Council recognises that the withdrawal of the furlough scheme, along with fears of a second lockdown are likely to lead to further increases in child poverty.

This Council therefore supports the calls by the Child Food Poverty Task Force, supported by Marcus Rashford and many leading food suppliers and producers,

which calls for:

- The expansion of free school meals provision to every child whose family is in receipt of Universal Credit or equivalent, or with a low-income and no recourse to public funds.
- That provision be made for food vouchers to cover school holidays and periods of lockdown for all families in receipt of Universal Credit or with low-income and no recourse to public funds.
- That Healthy Start vouchers should be increased in value to £4.25, and expanded to be made available to all those in receipt of Universal Credit or with a low-income and no recourse to public funds.

This Council therefore resolves to write to the Secretary of State for Education, the Chancellor and our member of Parliament to call for:

1. An extension of eligibility for free school meals to every pupil whose parents or guardians are in receipt of Universal Credit
2. Food vouchers for every one of those pupils in every school holiday and during any period of lockdown
3. An extension of eligibility for free school meals to pupils from low-income families whose parents or guardians have no recourse to public funds and destitute asylum seekers under s4 of the Immigration and Asylum Act 1999.”

(c) To consider the following notice of motion by Councillor Worden:

“This council recognises the importance of agriculture to the livelihood of many families and the economy of North Devon and in the maintenance and protection of our environment. The future viability of our farms, the contribution they make to our economy and the high standard of what is produced is of great importance to the residents of our area and beyond.

This council expresses its concern that the House of Lords amendment to the agricultural bill which would have ensured agricultural and food imports meet domestic standards was rejected by the government. Unless high standards are maintained it will be a devastating blow to farmers and consumers, impacting upon animal welfare, the environment and public health.

This council notes that peers had made the change to block the import of foodstuffs produced abroad with lower animal welfare standards, amid warnings over chlorinated chicken or hormone-treated beef entering the UK market from the US.

This council is concerned that the government should not sell out the UK’s animal welfare for a quick trade deal as we do not want animals over treated with antibiotics and pesticide-laced food on our plates. Crucial climate and public health targets should also be included in the Agriculture Bill.

This council calls for:

- Our food, farming, environmental and animal welfare standards to be written into law and for public health to be protected in trade deals
- Better parliamentary scrutiny of trade deals and an improved Trade and Agriculture Commission to oversee standards protection
- A letter to be written to central government as well as our own MP Selaine Saxby along with the MPs from surrounding constituencies (Geoffrey Cox for Torridge and West Devon and Mel Stride for Central Devon), who all voted against the amendment to protect food standards asking them to support our Devon farmers.
- A meeting of the Policy Committee to discuss with representatives of the farming community the possible implications and impact on North Devon farmers of not enshrining quality standards in law.
- #AgricultureBillUK #SaveOurStandards #SaveBritishFarming”

(d) To consider the following notice of motion by Councillor Pearson:

“This Council resolves:

- to require 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
- to actively promote 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
- to write to the UK Government urging them to introduce legislation to limit the maximum noise level of fireworks to 90dB for those sold to the public for private displays
- to encourage local suppliers of fireworks to stock ‘quieter’ fireworks for public display.”

8. 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).

9. Chair's replies to any questions to Council by Members submitted under Part 4, Council Procedures Rules, Paragraph 10 of the Constitution

(a) To consider the following questions from Councillor York:

“As a Member of the NDC Climate Action Team, I would welcome answers to the following questions about the introduction of street waste and recycling bins in Barnstaple (and beyond?).

I understand there is a trial being conducted with a new recycling bin in Pilton Park.

I would like to know how this is going and what, if any, plans there are to extend this service across the town (and beyond)?

If there are plans, which areas are being considered?

Will Members be contacted to help identify 'litter hot-spots' in their wards?

How will the collection of waste and recycling from these bins be managed?

A couple of years ago during the previous administration, I had positive discussions with Cllr Brailey and Hannah Harrington at the Barnstaple Pannier Market Traders' Committee, around the potential of local businesses sponsoring new recycling bins to help pay for them. Is this still being considered? If not, could this be achieved?

If there is doubt about whether the public are likely to use the bins effectively, could the Council consider issuing some constructive comms around their introduction and how to use them responsibly?

As Chair of Barnstaple Town Council's Environment Committee, I would be willing, with the agreement of the committee, to help support a recycling bin scheme with some of our Committee budget, for Barnstaple wards."

10. To agree the agenda between Part 'A' and Part 'B' (Confidential Restricted Information).

PART A

11. **Plastic Free North Devon Polystyrene Bodyboard Campaign**

Presentation by Claire Moodie, Plastic Free North Devon

12. **Report of the Leader of the Council** (Pages 29 - 32)

Report by Leader of the Council (attached).

13. **Questions by Members**

Questions to the Leader or the Chair of a Committee submitted under Part 4, Council Procedure Rules, paragraph 10.4 of the Constitution.

14. **Devon County Council/North Devon Council response to the Climate Declaration**

Lead Member for Climate Change to report.

15. **Public Spaces Protection Orders - Dog Control** (Pages 33 - 148)

Report by Environmental Protection Service Lead (attached) and minute extract of the Strategy and Resources Committee held on 13 November 2020 (to follow).

16. **Commercialisation Strategy** (Pages 149 - 158)
Report by Head of Resources to the Strategy and Resources Committee on 2 November 2020 (attached).
- (a) Report by the Policy Development Committee
To receive the report of the Policy Development Committee held on 19 November 2020 (to follow).
 - (b) Report of meeting of the Strategy and Resources Committee (Pages 159 - 160)
To receive the report of the Strategy and Resources Committee held on 2 November 2020 (attached).
17. **Performance and Financial Management Quarter 2 of 2020/21** (Pages 161 - 190)
Report by Head of Resources to the Strategy and Resources Committee on 2 November 2020 (attached).
- (a) Report by Policy Development Committee
To receive the report of the Policy Development Committee held on 19 November 2020 (to follow).
 - (b) Report of meeting of the Strategy and Resources Committee (Pages 191 - 192)
To receive the report of the Strategy and Resources Committee held on 2 November 2020 (attached).
18. **Treasury Management Strategy Statement and Annual Investment Strategy: Mid Year Review Report 2020/21** (Pages 193 - 210)
Report by Chief Financial Officer to the Strategy and Resources Committee on 2 November 2020 (attached).
- (a) Report by Policy Development Committee
To receive the report of the Policy Development Committee held on 19 November 2020 (to follow).
 - (b) Report of meeting of the Strategy and Resources Committee (Pages 211 - 212)
To receive the report of the Strategy and Resources Committee held on 2 November 2020 (attached).
19. **Appointment of Committees for 2019/20** (Pages 213 - 214)
Report by Chief Executive (attached).

20. Minutes of Committees

Council is recommended to note the schedule of Committee minutes and approve recommendations as listed below:

- (a) Governance Committee (Pages 215 - 226)
 - (i) 5 October 2020 (NOTE: Minute 103: Letter of Representation – this recommendation was adopted by Council on 7 October 2020)
 - (ii) 3 November 2020
- (b) Licensing and Community Safety Committee (Pages 227 - 232)
 - (i) 13 October 2020
- (c) Planning Committee (Pages 233 - 236)
 - (i) 14 October 2020
- (d) Policy Development Committee
 - (i) 19 November 2020 (to follow).
- (e) Strategy and Resources Committee (Pages 237 - 270)
 - (i) 5 October 2020
 - (ii) 19 October 2020
 - (iii) 2 November 2020
 - (A) Minute 203: Review of North Devon and Torridge Local Plan 2011-2031
 - (iv) 13 November 2020 (to follow)
 - (A) Minute 218: Public Spaces Protection Orders
 - (B) Minute 219: Approval and Release of Section 106 Public Open Space Funds – Chulmleigh
 - (C) Minute 220: Approval and Release of Section 106 Public Open Space Funds – North Molton
 - (D) Minute 221: Approval and Release of Section 106 Public Open Space Funds – Instow
 - (E) Minute 222: Approval and Release of Section 106 Public Open Space Funds - Fremington

PART B (CONFIDENTIAL RESTRICTED INFORMATION)

Nil.

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

17.11.20

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 Question Time

At a meeting of the Council, other than the Annual meeting, a Member of the Council may ask the Leader or the chair of a committee any question without notice upon an item of the report of 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 and a reminder will be issued at the commencement of virtual meetings.
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. In a virtual meeting the public will be excluded from the meeting while in Part B.
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. Public contributions to virtual meetings will be recorded, unless, at the Chair's discretion, recording is deemed inappropriate in accordance with point 2 above.
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** or the Communications Team on **01271 388278**, email **communications@northdevon.gov.uk**.

Meeting Etiquette Reminder for Members

Members are reminded to:

- Join the meeting at least 10-15 minutes prior to the commencement to ensure that the meeting starts on time.
- Behave as you would in a formal committee setting.
- Address Councillors and officers by their full names.
- Do not have Members of your household in the same room.
- Be aware of what is in screen shot.
- Mute your microphone when you are not talking.
- Switch off video if you are not speaking.
- Only speak when invited to do so by the Chair.
- Speak clearly (if you are not using video then please state your name)
- If you're referring to a specific page, mention the page number.
- Switch off your video and microphone after you have spoken.
- The only person on video will be the Chair and the one other person speaking.
- Only use the Chat function to register that you wish to speak or to move or second a motion.

Virtual attendance by members of the public

If members of the public wish to attend virtually, please contact Corporate and Community services on 01271 388253 or memberservices@northdevon.gov.uk by 12pm on the Monday preceding the meeting.