



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 Crematorium Meeting Room - North Devon Crematorium on **WEDNESDAY, 23RD NOVEMBER, 2022 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. Apologies for absence
2. To approve as a correct record the minutes of the meeting held on 28 September 2022 (attached) (Pages 9 - 20)
3. Chair's announcements
4. Business brought forward by or with the consent of the Chair
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
6. 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 receive the following notice of motion from Councillor Patrinos

“First Past the Post (FPTP) elections originated when large land-owners dominated parliament and voting was restricted to property-owning men.

In Europe, only the UK and authoritarian Belarus still use archaic single-round FPTP for general elections. Meanwhile, internationally, Proportional Representation (PR) is used to elect parliaments in more than 80 countries. Those countries tend to be more equal, freer and greener.

PR ensures all votes count, have equal value, and those seats won match votes cast. Under PR, MPs and Parliaments better reflect the age, gender, and protected characteristics of the nation and of local communities such as North Devon. It brings wider participation and increased levels of ownership of decisions taken.

PR would also end minority rule. In 2019, 43.6% of the vote produced a government with 56.2% of the seats and 100% of the power. This means that many votes are wasted. That isn't democratic. Outside of General Elections, most ways of electing parliaments and assemblies in the UK don't involve wasting so many votes – fairer proportional systems are used, where every vote makes a difference and parties can no longer dominate for decades without real challenge. The number of seats can actually reflect how people vote and people are more likely to feel that their voice is heard, and can still keep the link between the constituent and their representative.

PR is already used to elect the parliaments and assemblies of Scotland, Wales and Northern Ireland. So why not Westminster?

Council therefore resolves to write to HM Government calling for a change in our outdated electoral laws to enable Proportional Representation to be used for general elections.”

(b) To received the following notice of motion from Councillor Lofthouse

“Community energy motion

Council notes:

- There needs to be a fundamental change in how we generate and consume energy in all aspects of our lives. Both electricity generation and distribution are undergoing rapid evolution, in both shape and scale.
- The distribution grid, must now cope with power flows in both directions, in scale. Electrification of; heat, cooling and transport will require a quadrupling of electricity capacity. Local, community-based energy schemes can make a significant contribution to addressing both issues and encourage a sense of local empowerment to tackle climate change.
- Community schemes encourage local generation and storage to match local demand thus relieving pressure on the grid. Local schemes would be given new impetus and be able to contribute more renewable energy if local people could buy their electricity directly from local suppliers. But the disproportionate cost of meeting regulatory approvals makes it impossible to be a local energy supplier at a local scale and so, under the current system, this local energy gets sold back to the central grid.
- The Local Electricity Bill is a private members' bill with cross-party support

that was introduced unopposed in June 2020. If this Bill was passed in Parliament it would give the energy regulator, OFGEM, a duty to create a Right to Local Supply. This would enable local community energy groups to achieve their vision of supplying generated energy back to the local area, help us as a council to meet our carbon reduction aspirations for the District, and also bring multiple benefits to the local community. It is supported by many stakeholders, local authorities, and town councils and currently has the backing of 208 MPs.

Council agrees to:

- a) Ask our M.P. to support the passage into law of this Bill.
- b) Write to the Minister of State for Business Energy and Industrial Strategy, supporting the aims of the Bill and asking for these aims to be taken into account in the forthcoming Energy White Paper.”

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. Chair'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. **Policing Update**

Superintendent Toby Davies to report.

11. **Report of the Leader of the Council** (Pages 21 - 22)

Report by Leader of the Council (attached).

12. **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.

13. **Budget 2023-24 and Medium Term Financial Strategy Refresh** (Pages 23 - 46)

Report by Director of Resources and Deputy Chief Executive (attached).

14. **Material Recovery Facility Improvements** (Pages 47 - 56)

Report by Head of Environmental Enhancement (attached).

15. **Rural England Prosperity Fund** (Pages 57 - 60)
Report by Director of Resources and Deputy Chief Executive (attached).
16. **Options for the Ilfracombe Dotto Land Train** (Pages 61 - 66)
Report by Head of Place, Property and Regeneration (attached).
17. **Mid Year Treasury Management Report 2022-23** (Pages 67 - 80)
Report by Director of Resources and Deputy Chief Executive (attached) to the Strategy and Resources Committee on 7 November 2022.
 - (a) Report of the Policy Development Committee
To receive the report of the Policy Development Committee held on 17 November 2022 (to follow).
 - (b) Report of meeting of the Strategy and Resources Committee (Pages 81 - 82)
To receive the report of the meeting of the Strategy and Resources Committee held on 7 November 2022 (attached).
18. **Performance and Financial Management Quarter 2 Report 2022-23** (Pages 83 - 124)
Report by Director of Resources and Deputy Chief Executive to the Strategy and Resources Committee on 7 November 2022 (attached).
 - (a) Report of the Policy Development Committee
To receive the report of the Policy Development Committee held on 17 November 2022 (to follow).
 - (b) Report of meeting of the Strategy and Resources Committee (Pages 125 - 126)
To receive the report of the meeting of the Strategy and Resources Committee held on 7 November 2022 (attached).
19. **Appointment of Deputy Electoral Registration Officer**
Chief Executive to report.
20. **Minutes of Committees**
Council is recommended to note the schedule of Committee minutes and approve recommendations as listed below:
 - (a) Joint Planning Policy Committee (Pages 127 - 134)
 - (i) 4 November 2022

- (b) Licensing and Community Safety Committee (Pages 135 - 144)
 - (i) 22 September 2022
 - (ii) 11 October 2022

- (c) Planning Committee (Pages 145 - 166)
 - (i) 28 September 2022
 - (ii) 13 October 2022
 - (iii) 19 October 2022
 - (iv) 9 November 2022

- (d) Policy Development Committee
 - (i) 17 November 2022 (to follow).

- (e) Strategy and Resources Committee (Pages 167 - 182)
 - (i) 7 November 2022
 - a. Minute 70: Council Tax Reduction Scheme

PART B (CONFIDENTIAL RESTRICTED INFORMATION)

Nil.

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

15.11.22

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.
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** or the Communications Team on **01271 388278**, email **communications@northdevon.gov.uk**.

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

Sat Nav postcode is EX31 3NS.

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.

On arrival at the main entrance, please dial 8253 for Corporate and Community Services.

