



**DEVON COUNTY COUNCIL**

To: Members of Devon County Council

County Hall  
Exeter  
EX2 4QD

20 July 2016

**Your attendance is requested at the Meeting of the Devon County Council to be held at County Hall, Exeter on Thursday, 28th July, 2016 at 2.15 pm.**

A handwritten signature in black ink that reads 'Phil Dorrey'.

Chief Executive

[Prayers will be offered by the Reverend Geoffrey Walsh – Team Vicar of the Axe Valley Mission, at **2.10pm**, prior to the commencement of the meeting. All Members are welcome to attend].

**A G E N D A**

**1 Apologies for Absence**

**2 Minutes**

To approve as a correct record and sign the minutes of the meeting held on 12 May 2016.

**3 Chairman's Announcements**

**4 Items Requiring Urgent Attention**

**5 Petitions from Members of the Council**

**6 Public Participation: Petitions, Questions & Representations**

Petitions, Questions or Representations from members of the public in line with the Council's Petitions and Public Participation schemes.

**7 Questions from Members of the Council**

Answers to questions from Members of the Council pursuant to Standing Order 17.

## **FRAMEWORK DECISION**

### **8 Heart of the South West Devolution (Pages 1 - 12)**

To consider the recommendations of the Cabinet. The Cabinet's recommendation and any reasons therefor may be seen in full in Minute 50 of the Cabinet held on 13 July 2016 (Page 1, Green Pages).

The report of the Chief Executive (CX/16/20), is attached.

## **OTHER MATTERS**

### **9 Devon Electoral Review**

The Council is asked to note that the Devon (Electoral Changes) Order 2016 which was laid before Parliament on 22 March 2016 has now come into effect.

The Order gives effect to the recommendations of the Local Government Boundary Commission for England on the County Council's electoral divisions, from May 2017 onwards, for a Council of 60 Members with 56 single-member divisions and 2 two-member divisions.

A copy of the Order and the Commission's Final Report may be accessed from the Council's website at:

<https://new.devon.gov.uk/democracy/elections-and-voting/electoral-review-of-devon-county-council/>

### **10 Cabinet Member Reports**

To consider reports from Cabinet Members.

### **11 Minutes**

To receive and approve the Minutes of the under mentioned Committees

- a** Appeals Committee - 13 June & 18 July 2016 (Pages 13 - 14)
- b** Development Management Committee - 15 June 2016 and 20 July\* (Pages 15 - 18)  
\* To be circulated as soon as available
- c** Investment and Pension Fund - 24 June 2016 (Pages 19 - 24)
- d** Audit - 30 June 2016 (Pages 25 - 26)
- e** Standards - 4 July 2016 (Pages 27 - 28)
- f** Public Rights of Way - 8 July 2016 (Pages 29 - 32)
- g** Procedures - 13 July 2016 (Pages 33 - 34)
- h** Place Scrutiny - 14 June 2016 (Pages 35 - 40)
- i** Peoples Scrutiny - 16 June 2016 (Pages 41 - 44)
- j** Health & Wellbeing Scrutiny - 20 June 2016 (Pages 45 - 48)
- k** Corporate Services Scrutiny - 27 June 2016 (Pages 49 - 54)

## **NOTICES OF MOTION**

### **12 School Crossing Patrol Service**

To receive and consider the recommendations of the Cabinet relating to Councillor Connett's Notice of Motion.

The text of the original Notice of Motion, the Cabinet's recommendation and any reasons therefor may be seen in full at Minute 40(a) of the Cabinet held on 8 June 2016 (Page 6, Green Pages).

### **13 White Paper 'Education Excellence Everywhere'/ Academisation of Schools**

To receive and consider the recommendations of the Cabinet relating to Councillors Hannan and Greenslade's Notices of Motion.

The text of both the original Notices of Motion, the Cabinet's recommendations and any reasons therefor may be seen in full in the Minutes of the Cabinet Minute 40(b) held on 8 June 2016 (Page 6 - 8, Green Pages).

### **14 Flood Alleviation**

To receive and consider the recommendations of the Cabinet relating to Councillor Greenslade's Notice of Motion.

The text of the original Notice of Motion, the Cabinet's recommendation and any reasons therefor may be seen in full in Minute 40d of the Cabinet held on 8 June 2016 (Page 8, Green Pages).

### **15 Barnstaple Park and Ride**

To receive and consider the recommendations of the Cabinet relating to Councillor Greenslade's Notice of Motion.

The text of the original Notice of Motion, the Cabinet's recommendation and any reasons therefor may be seen in full in Minute 40(e) of the Cabinet held on 8 June 2016 (Page 9, Green Pages).

### **16 Protection of the Bee Population (Pages 55 - 66)**

To receive and consider the recommendations of the Cabinet relating to Councillor Hook's Notice of Motion.

The text of the original Notice of Motion, the Cabinet's recommendation and any reasons therefor may be seen in full in Minute 53 of the Cabinet held on 13 July 2016 (Page 4, Green Pages).

### **17 Hate Crime**

Councillor Dewhirst to move:

*"We are proud to live in a diverse and tolerant society. Racism, xenophobia and hate crimes have no place in our county. Our council condemns racism, xenophobia and hate crimes unequivocally. We will not allow hate to become acceptable.*

*We will work to ensure that local bodies and programmes have the support and resources they need to fight and prevent racism and xenophobia.*

*We reassure all people living in Devon that they are valued members of our community."*

## **18 Transitional State Pension Arrangements for Women**

Councillor Connett to move:

*"The Council calls upon the Government to make fair transitional state pension arrangements for all women born on or after 6th April 1951, who have unfairly borne the burden of the increase to the State Pension Age (SPA) with lack of appropriate notification.*

*Hundreds of thousands of women had significant pension changes imposed on them by the Pensions Acts of 1995 and 2011 with little/no/personal notification of the changes. Some women had only two years notice of a six-year increase to their state pension age.*

*Many women born in the 1950's are living in hardship. Retirement plans have been shattered with devastating consequences. Many of these women are already out of the labour market, caring for elderly relatives, providing childcare for grandchildren, or suffer discrimination in the workplace so struggle to find employment. Women born in this decade are suffering financially. These women have worked hard, raised families and paid their tax and national insurance with the expectation that they would be financially secure when reaching 60. It is not the pension age itself that is in dispute - it is widely accepted that women and men should retire at the same time. The issue is that the rise in the women's state pension age has been too rapid and has happened without sufficient notice being given to the women affected, leaving women with no time to make alternative arrangements.*

*The Council calls upon the Government to reconsider transitional arrangements for women born on or after 6th April 1951, so that women do not live in hardship due to pension changes they were not told about until it was too late to make alternative arrangements."*

## **19 Term Time Leave and Fines for Parents**

Councillor Greenslade to move:

*"County Council expresses concern at the incidences of fines being levied on parents who take their children out of school during term time. Accordingly County Council requests the people's Scrutiny Committee to consider current guidelines used to decide whether a fine is appropriate. In the meanwhile no new fines should be levied until this review is completed!"*

## **20 Planning Advice from Council Officers**

Councillor Greenslade to move:

*"County Council expresses the view that in giving planning advice DCC Officers should give priority to providing balanced advice rather than the advice being given to "facilitate development".*

**MEMBERS ARE REQUESTED TO SIGN THE ATTENDANCE REGISTER**

### **Access to Information**

Copies of any memoranda, reports or minutes, which are not circulated herewith or as separate documents, may be made available to Members upon request. A Minute that relates to a matter which has been delegated to any Committee the Minutes of which are contained herein is denoted by an asterisk in the margin. Minutes of the Council's Cabinet and of the Health & Wellbeing Board and the Devon Pension Board do not form part of this Agenda but are reproduced herein for convenient reference.

Agenda and decisions of the Council, the Cabinet and of any Committees contained herein, together with the Health & Wellbeing Board and the Devon Pension Board referred to above, are published on the County Council's Website.

### **Interests**

Members are reminded that they must declare any interest they may have in any item to be considered at this meeting, prior to any discussion taking place on that item.

### **Questions from Councillors**

A Member of the Council may ask the Leader or the appropriate Cabinet Member a question about any subject for which the Leader or Cabinet Member has responsibility. Questions must be delivered to the Chief Executive by 12 noon 4 working days before the meeting

### **Public Participation**

Any member of the public resident in the administrative area of the county of Devon may submit a formal written question to the Leader upon a matter which, in every case, relates to the functions of the Council. Questions must be delivered to the Chief Executive by 12 noon 4 working days before the meeting

Alternatively, any member of the public who lives in the area served by the County Council may make oral representations on any matter relating to the functions of the Council. Such representations will be limited to 3 minutes, within the overall time allowed of 30 minutes. If you wish to make such a representation, you should, via email or letter, submit a brief outline of the points or issues you wish to raise before 12 noon the day before the meeting takes place

For further details please contact Karen Strahan on 01392 382264 or look at our website at:

<http://new.devon.gov.uk/democracy/guide/public-participation-at-committee-meetings/>

### **Webcasting, Recording or Reporting of Meetings and Proceedings**

The proceedings of this meeting may be recorded for broadcasting live on the internet via the 'Democracy Centre' on the County Council's website. The whole of the meeting may be broadcast apart from any confidential items which may need to be considered in the absence of the press and public. For more information go to: <http://www.devoncc.public-i.tv/core/>

In addition, anyone wishing to film part or all of the proceedings may do so unless the press and public are excluded for that part of the meeting or there is good reason not to do so, as directed by the Chairman. Any filming must be done as unobtrusively as possible from a single fixed position without the use of any additional lighting; focusing only on those actively participating in the meeting and having regard also to the wishes of any member of the public present who may not wish to be filmed. As a matter of courtesy, anyone wishing to film proceedings is asked to advise the Chairman or the Democratic Services Officer in attendance so that all those present may be made aware that is happening.

Members of the public may also use Facebook and Twitter or other forms of social media to report on proceedings at this meeting. An open, publicly available Wi-Fi network (i.e. DCC) is normally available for meetings held in the Committee Suite at County Hall. For information on Wi-Fi availability at other locations, please contact the Officer identified above.

### **Emergencies**

In the event of the fire alarm sounding leave the building immediately by the nearest available exit, following the fire exit signs. If doors fail to unlock press the Green break glass next to the door. Do not stop to collect personal belongings, do not use the lifts, do not re-enter the building until told to do so.

### **Mobile Phones**

Please switch off all mobile phones before entering the Committee Room or Council Chamber

If you need a copy of this Agenda and/or a Report in another format (e.g. large print, audio tape, Braille or other languages), please contact the Information Centre on 01392 380101 or email to: [centre@devon.gov.uk](mailto:centre@devon.gov.uk) or write to the Democratic and Scrutiny Secretariat at County Hall, Exeter, EX2 4QD.



Induction loop system available

**(a)**

**(b)**