

Phil Norrey  
Chief Executive

To: The Chair and Members of the  
Cabinet

County Hall  
Topsham Road  
Exeter  
Devon  
EX2 4QD

(See below)

Your ref :  
Our ref :

Date : 3 July 2018  
Please ask for : Karen Strahan, 01392 382264

Email: karen.strahan@devon.gov.uk  
:

## **CABINET**

Wednesday, 11th July, 2018

A meeting of the Cabinet is to be held on the above date at 10.30 am in the Committee Suite - County Hall to consider the following matters.

P NORREY  
Chief Executive

## **AGENDA**

- 8 A Gateway to Northern Devon – A361/A39 North Devon Link Road: South Molton to Bideford (Pages 1 - 2)

Report of the Head of Planning, Transportation and Environment (PTE/18/23) seeking approval to go to planning, tender and acquire land through negotiation/CPO in relation to A361/A39 North Devon Link Road: South Molton to Bideford, attached.

An Impact Assessment is also attached.

*Electoral Divisions(s): Barnstaple North; Barnstaple South; Bideford East; Bideford West & Hartland; Braunton Rural; Chulmleigh & Landkey; Combe Martin Rural; Fremington Rural; Ilfracombe; Northam; South Molton; Torrington Rural*


*Notice of all items listed above have been included in the Council's Forward Plan for the required period, unless otherwise indicated. The [Forward Plan](#) is published on the County Council's website.*

*Notice of the decisions taken by the Cabinet will be sent by email to all Members of the Council within 2 working days of their being made and will, in the case of key decisions, come into force 5 working days after that date unless 'called-in' or referred back in line with the provisions of the Council's Constitution. The Minutes of this meeting will be published on the Council's website, as indicated below, as soon as possible.*

*Members are reminded that Part II Reports contain confidential information and should therefore be treated accordingly. They should not be disclosed or passed on to any other person(s).*

*Members are also reminded of the need to dispose of such reports carefully and are therefore invited to*

*return them to the Democratic Services Officer at the conclusion of the meeting for disposal.*

<b>Membership</b>
Councillors J Hart (Chair), S Barker, R Croad, A Davis, R Gilbert, S Hughes, A Leadbetter, J McInnes and B Parsons
<b>Cabinet Member Remits</b>
Councillors Hart (Policy, Corporate and Asset Management), Barker (Resources), Croad (Community, Public Health, Transportation & Environmental Services), Davis (Infrastructure Development & Waste), R Gilbert (Economy & Skills) S Hughes (Highway Management), Leadbetter (Adult Social Care & Health Services), McInnes (Children's Services & Schools) and Parsons (Organisational Development & Digital Transformation)
<b>Declaration of Interests</b>
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.
<b>Access to Information</b>
Any person wishing to inspect the Council's / Cabinet Forward Plan or any Reports or Background Papers relating to any item on this agenda should contact Karen Strahan, 01392 382264. The Forward Plan and the Agenda and Minutes of the Committee are published on the Council's Website and can also be accessed via the Modern.Gov app, available from the usual stores.
<b>Webcasting, Recording or Reporting of Meetings and Proceedings</b>
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: <a href="http://www.devoncc.public-i.tv/core/">http://www.devoncc.public-i.tv/core/</a>
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 Chair. 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 Chair 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.
<b>Questions to the Cabinet / Public Participation</b>
A Member of the Council may ask the Leader of the Council or the appropriate Cabinet Member a question about any subject for which the Leader or Cabinet Member has responsibility. Any member of the public resident in the administrative area of the county of Devon may also ask the Leader a question upon a matter which, in every case, relates to the functions of the Council. Questions must be delivered to the Office of the Chief Executive Directorate by 12 noon on the fourth working day before the date of the meeting. For further information please contact Karen Strahan on 01392 382264 or look at our website at: <a href="http://new.devon.gov.uk/democracy/guide/public-participation-at-committee-meetings/">http://new.devon.gov.uk/democracy/guide/public-participation-at-committee-meetings/</a>
<b>Emergencies</b>
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.
<b>Mobile Phones</b>
Please switch off all mobile phones before entering the Committee Room or Council Chamber
<b>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: <a href="mailto:centre@devon.gov.uk">centre@devon.gov.uk</a> or write to the Democratic and Scrutiny Secretariat at County Hall, Exeter, EX2 4QD.</b>
 Induction loop system available

## **NOTES FOR VISITORS**

All visitors to County Hall, including visitors to the Committee Suite and the Coaver Club conference and meeting rooms are requested to report to Main Reception on arrival. If visitors have any specific requirements or needs they should contact County Hall reception on 01392 382504 beforehand. Further information about how to get here can be found at: <https://new.devon.gov.uk/help/visiting-county-hall/>. Please note that visitor car parking on campus is limited and space cannot be guaranteed. Where possible, we encourage visitors to travel to County Hall by other means.

**SatNav** – Postcode EX2 4QD

### **Walking and Cycling Facilities**

County Hall is a pleasant twenty minute walk from Exeter City Centre. Exeter is also one of six National Cycle demonstration towns and has an excellent network of dedicated cycle routes – a map can be found at: <https://new.devon.gov.uk/travel/cycle/>. Cycle stands are outside County Hall Main Reception and Lucombe House

### **Access to County Hall and Public Transport Links**

Bus Services K, J, T and S operate from the High Street to County Hall (Topsham Road). To return to the High Street use Services K, J, T and R. Local Services to and from Dawlish, Teignmouth, Newton Abbot, Exmouth, Plymouth and Torbay all stop in Barrack Road which is a 5 minute walk from County Hall. Park and Ride Services operate from Sowton, Marsh Barton and Honiton Road with bus services direct to the High Street.

The nearest mainline railway stations are Exeter Central (5 minutes from the High Street) and St David's and St Thomas's both of which have regular bus services to the High Street. Bus Service H (which runs from St David's Station to the High Street) continues and stops in Wonford Road (at the top of Matford Lane shown on the map) a 2/3 minute walk from County Hall, en route to the RD&E Hospital (approximately a 10 minutes walk from County Hall, through Gras Lawn on Barrack Road).

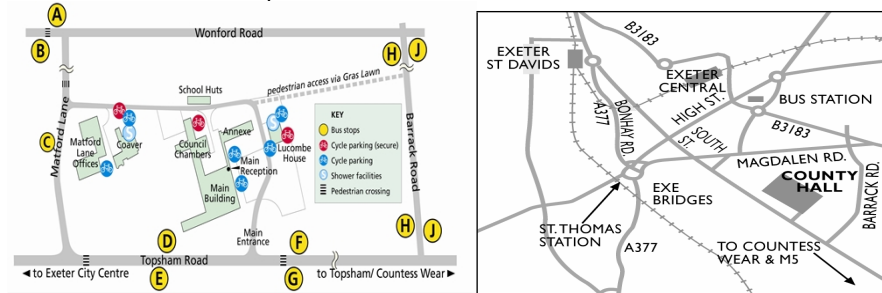
### **Car Sharing**

Carsharing allows people to benefit from the convenience of the car, whilst alleviating the associated problems of congestion and pollution. For more information see: <https://liftshare.com/uk/community/devon>.

### **Car Parking and Security**

There is a pay and display car park, exclusively for the use of visitors, entered via Topsham Road. Current charges are: Up to 30 minutes – free; 1 hour - £1.10; 2 hours - £2.20; 4 hours - £4.40; 8 hours - £7. Please note that County Hall reception staff are not able to provide change for the parking meters.

As indicated above, parking cannot be guaranteed and visitors should allow themselves enough time to find alternative parking if necessary. Public car parking can be found at the Cathedral Quay or Magdalen Road Car Parks (approx. 20 minutes walk). There are two disabled parking bays within the visitor car park. Additional disabled parking bays are available in the staff car park. These can be accessed via the intercom at the entrance barrier to the staff car park.



**NB**   Denotes bus stops

### **Fire/Emergency Instructions**

In the event of a fire or other emergency please note the following instructions. If you discover a fire, immediately inform the nearest member of staff and/or operate the nearest fire alarm. On hearing a fire alarm leave the building by the nearest available exit. The County Hall Stewardesses will help direct you. Do not stop to collect personal belongings and do not use the lifts. Assemble either on the cobbled car parking area adjacent to the administrative buildings or in the car park behind Bellair, as shown on the site map above. Please remain at the assembly point until you receive further instructions. Do not re-enter the building without being told to do so.

### **First Aid**

Contact Main Reception (extension 2504) for a trained first aider.

PTE/18/23  
(Supplementary)

Cabinet  
11 July 2018

## **A Gateway to Northern Devon - A361/A39 North Devon Link Road South Molton to Bideford approval to go to planning, tender and acquire land through negotiation/CPO Supplementary Paper**

Report of the Head of Planning, Transportation and Environment

***Please note that the following recommendations are subject to consideration and determination by the Cabinet (and confirmation under the provisions of the Council's Constitution) before taking effect.***

### **Recommendations: That Cabinet**

- (a) approves the preliminary scheme layout shown on the scheme plans (attached to the report in Appendix I) and delegates to the Head of Planning, Transportation and Environment, in consultation with the Cabinet Member for Infrastructure, Development and Waste and relevant local member(s), to make minor amendments to the scheme details and to progress towards a Full Business Case;**
- (b) approves that the Scheme is progressed through the required Statutory Consents and Approval Processes, including a Planning Application and environmental permit;**
- (c) approves the commencement of the acquisition of land through negotiation and/or a Compulsory Purchase Order (CPO); and**
- (d) approves that the Scheme may proceed to tender and prepare a Full Business case submission to the Department for Transport.**

### **1. Summary**

Subsequent to the submission of the Cabinet report (PTE/18/23), a meeting took place with the Department for Transport on 2 July 2018. The DfT agreed to the fast track programme for the scheme from inception to completion in 7 years. The issue of funding profiles was discussed and as a result there is a need to update Section 5 of the Cabinet report. The replacement Section 5 is set out below.

### **5. Financial Considerations**

The NDLR scheme has been the subject of a successful bid and has been allocated £83.1m from the DfT Local Majors Fund. This funding is subject to a final decision by the DfT in 2020 once a Full Business Case has been presented by DCC. The grant award is entirely capital in nature, and therefore any revenue costs will need to be met from existing resources.

As agreed by Cabinet in October 2017, the scheme costs are being funded from the sources shown in Table 1 below:

<b>Funding</b>	<b>Amount</b>
DfT Local Majors Fund	£83.115m
Devon County Council	£5m
Developer Funding Contributions*	£5m
<b>TOTAL</b>	<b>£93.115m</b>

*Table 1: Funding sources*

# Agenda Item 8

*\*Every effort will be made to increase Developer Funding Contributions to exceed the £5m, thereby reducing the overall capital contribution required of DCC. Should the £5m Developer Funding Contributions target not be reached, then this gap will be met by DCC.*

Following a meeting with the DfT on 2<sup>nd</sup> July 2018, a new estimated profile of spending, in line with changes in the scheme since the submission of the OBC (including costs to be incurred prior to Full Approval in 2020), are shown in Table 3 below. This takes into account an agreement from the DfT to contribute to the advance development funding and aligns the profile of spend between DfT and DCC as the scheme progresses beyond Full Approval:

	17/18	18/19	19/20	20/21	21/22	22/23	23/24	24/25	25+	Total
DfT	0.000	2.000	2.000	8.568	31.647	29.505	2.138	1.750	5.507	<b>83.115</b>
DCC	0.423	2.403	2.174	0.000	0.000	0.000	0.000	0.000	0.000	<b>5.000</b>
Developer	0.000	0.000	0.939	0.440	1.624	1.514	0.110	0.090	0.283	<b>5.000</b>
<b>Total</b>	<b>0.423</b>	<b>4.403</b>	<b>5.113</b>	<b>9.008</b>	<b>33.271</b>	<b>31.019</b>	<b>2.248</b>	<b>1.840</b>	<b>5.790</b>	<b>93.115</b>

**Table 2: Addendum - Spending profile**

Should Full Approval of the Scheme be granted in 2020, funding will be paid as capital grant under Section 31 of the Local Government Act 2003.

In advance of Full Approval, land purchase, early design and advance works are required to ensure that the scheme remains on programme. Discussions have taken place with the DfT who have agreed to fund £4.0m towards the scheme development cost but not land purchase or advance works.

The total cost up to 2020 (date for Full Business Case approval) is £9.94m. DCC have currently allocated £1.4m to progress the scheme through the design, planning, and procurement process, this will be supplemented by the £4.0m from the DfT. In order to progress the scheme in accordance with the desired programme there is a necessity to purchase land and undertaken advance works. The cost of this is £4.54m; £3.6m will be funded by DCC and £939,000 will be forward funded by DCC in anticipation of developer contributions.

The financial position has been assessed with the County Treasurer and her team and it is considered that this level of further advance funding from DCC is worth the benefits that will accrue from a £83m contribution from the DfT to a major improvement to the North Devon Link Road. The DCC funding profile assumes £5m contribution attributable to housing development. North Devon Council have a Housing Infrastructure Fund allocation of £2.1m and there is a high level of certainty from other developments that the full £5m (and possibly more) can be recovered.

It should be recognised that the DCC contribution will constrain any other large requests for funding over the medium term.

Dave Black  
Head of Planning, Transportation and Environment