



**DEVON COUNTY COUNCIL**

To: Members of Devon County Council

County Hall  
Exeter  
EX2 4QD

28 September 2016

**Your attendance is requested at the Meeting of the Devon County Council to be held at County Hall, Exeter on Thursday, 6th October, 2016 at 2.15 pm.**

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

Chief Executive

[Prayers will be offered by the Reverend Jeremy White, Former Vicar of the Holyford Community, at **2.10pm**, prior to the commencement of the meeting. All Members are welcome to attend].

**AGENDA**

**1 Apologies for Absence**

**2 Minutes (Pages 1 - 12)**

To approve as a correct record and sign the minutes of the meeting held on 28 July 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 Devon Youth Parliament**

To receive a presentation from the Devon Youth Parliament.

**8 Questions from Members of the Council**

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

**FRAMEWORK DECISION**

Nil

**OTHER MATTERS**

**9 Cabinet Member Reports**

To consider reports from Cabinet Members.

**10 Minutes**

To receive and approve the Minutes of the under mentioned Committees:

- a** Appeals Committee - 6 September 2016 (Pages 13 - 14)
- b** Audit Committee - 7 September 2016 (Pages 15 - 18)
- c** Procedures Committee - 14 September 2016 (Pages 19 - 22)
- d** Investment and Pension Fund Committee - 16 September 2016 (Pages 23 - 26)
- e** People's Scrutiny Committee - 5 September 2016 (Pages 27 - 32)
- f** Health and Wellbeing Scrutiny Committee - Monday, 19 September 2016 (Pages 33 - 38)
- g** Place Scrutiny Committee - 20 September 2016 (Pages 39 - 42)
- h** Corporate Services Scrutiny Committee - 22 September 2016 (Pages 43 - 48)
- i** Appointments and Remuneration Committee - 29 July 2016 (Pages 49 - 52)

**NOTICES OF MOTION**

**11 State Pension Arrangements for Women (Minute 74(a) 14 September 2016**

To receive and consider the Cabinet's advice in now determining how the County Council should respond to the Notice of Motion submitted by Councillor Connett.

The text of the original Notice of Motion, a copy of the Cabinet's considerations and subsequent advice to the Council may be seen in full in the Minutes of the Cabinet held on 14 September 2016 (Minute 74a) (Page 7, Green Pages).

## **12 Term Time Leave and Fines for Parents (Minute 74 (b) 14 September 2016)**

To receive and consider the Cabinet's advice in now determining how the County Council should respond to the Notice of Motion submitted by Councillor Greenslade

The text of the original Notice of Motion, a copy of the Cabinet's considerations and subsequent advice to the Council may be seen in full in the Minutes of the Cabinet held on 14 September 2016 (Minute 74(b) (Page 8, Green Pages).

## **13 Planning Advice from Council Officers (Minute 74 (c) 14 September 2016)**

To receive and consider the Cabinet's advice in now determining how the County Council should respond to the Notice of Motion submitted by Councillor Greenslade.

The text of the original Notice of Motion, a copy of the Cabinet's considerations and subsequent advice to the Council may be seen in full in the Minutes of the Cabinet held on 14 September 2016 (Minute 73(c) (Page 9, Green Pages).

## **14 Educational Re-Organisation and Fair Funding**

Councillor Connett to **MOVE**:

*'Devon County Council is proud of the achievements of all schools in the county and recognises that with fair funding from Government, yet more could be done to raise educational attainment for all pupils, help them achieve their potential and aspire to achieve their ambitions.*

*Council believes it would be a retrograde step to divert scarce national and local resources from the classrooms into yet another reorganisation of education and does not wish to see the introduction of new or additional Grammar schools in Devon.*

*Devon County Council yet again calls on the Government to ensure the education of children in Devon is properly, fairly and fully funded noting that Government is shortchanging Devon schools by £23m a year.*

*"Devon has never been funded at the level it deserves and remains well below the national average for funding per pupil. Despite this historic underfunding, Devon schools have shown that they can deliver impressive educational outcomes and that no child is marginalised because responsibility is shared for the most vulnerable and who may not be in our own schools." Sue Clarke OBE MSc, former Head of Education and Learning, Devon County Council (foreword to the consultation on 2016-17 Revenue funding arrangements for schools)*

*We therefore call on all Members of Parliament for Devon to challenge the Government to play fair by Devon by properly funding children's education in the county'.*

## 15 Proposed Cuts to Devon Health Services and Impacts on Patients

Councillor Biederman to **MOVE**:

*'This council is deeply concerned about the impact the proposed cuts to Devon health services will have on patients – especially the loss of whole departments including maternity services at North Devon District Hospital - and massive reduction in acute and community hospital beds across Devon, as set out in the sustainable transformation plan.*

*This council also recognises that the government is deliberately not providing the NHS with the adequate level of funding and now calls on local MPs to lobby government ministers to urgently and significantly increase the level of funding to the NHS, in order to protect our precious health services for current and future generations'.*

## 16 NHS Success Regime

Councillor Greenslade to **MOVE**

*'County Council believes that the NHS Success Regime project for Devon is now seriously flawed and accordingly calls on the Secretary of State for Health to cancel it forthwith. County Council further calls on Government to firstly address the issue of fair funding for our area and to deliver upon the Conservatives general election promise of an extra £8 billion of funding for the NHS.*

*Until funding issues are addressed it is not possible to decide whether or not there is a local NHS budget deficit to be addressed. Unnecessary cuts to local NHS budgets must be avoided'!*

*Devon MP's be asked to support this approach to protecting Devon NHS services!*

## 17 Protecting Devon's Pharmacies

Councillor Connett to **MOVE**:

*Devon County Council recognises and values local pharmacies as a vital primary care health service and as an integral part of the fabric of local communities throughout our county.*

*Devon County Council notes that;*

- *176 pharmacies across the County offer a range of services such as dispensing prescriptions, disposal of unwanted medicines and supporting self-care;*
- *pharmacies play an important role in promoting wellbeing such as healthy eating, smoking cessation, exercise, flu vaccination, sexual health and more advice and support services are also available to care homes; and*
- *several pharmacies have achieved Healthy Living Pharmacies (HLP) status recognising and evidencing their role in improving the health of their local population.*

*Devon County Council is greatly concerned about Government imposed threats to pharmacies as a result of cuts in the budget of £170m nationally taking effect from October 2016.*

*This is a 6% cut in cash terms but could effectively mean a cut of 12% during the financial year which could potentially close up to a quarter of pharmacies with an increased focus on warehousing dispensary and online services. Service cuts in pharmacies put more residents at risk as well as putting pressure on GPs and on hospital services and therefore increasing NHS costs. A fully funded community pharmacy service is cost effective and is in the interest of patients and carers.*

*Devon County Council agrees to write to the Secretary of State for Health, NHS England and the Clinical Commissioning Groups serving Devon detailing our concerns and demanding an immediate reversal of these proposals.*

## 18 Environmental Policy Document Review

Councillor Wright to **MOVE**:

*'This council commends the DCC Environmental Policy document that was produced in 2014/15 - and the reported progress against it, as set out in the Environment Performance Statement.*

*However, the national trend is a significant and potentially catastrophic decline in insects and other wildlife, with some species heading towards extinction, as set out in the latest State of Nature report, published last month (September).*

*The sharp decline in our species suggests that our collective efforts are still not enough to prevent a worsening position.*

*This council agrees that the 'Countryside and Heritage' section of the Environmental Policy document should be reviewed before the end of 2016, to see whether there are further opportunities for DCC to do more to benefit nature, including:*

1. *management of the county farms estate, where current uncertainties linked to Brexit mean that we need to find other ways of achieving environmental gains through the actions of our tenants;*
  - *through the management of our buildings and grounds (e.g. County Hall - a Grade 2 listed building set within a conservation area);*
  - *management of our multi-use trails (i.e. cycleways), which have potential for enhancement as wildlife corridors; and*
2. *through our community leadership role (e.g. in re-defining our environmental agenda in the light of Brexit, or in responding to current environmental problems such as ash dieback)'*

## 19 Affordable Housing and the HOTSW Devolution Prospectus

Councillor Vint to **MOVE**;

*'That this Council calls for references for the need for affordable housing to be added to the housing sections of the HOTSW Devolution Prospectus'*

**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)**