

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 : 4 September 2018
Please ask for : Karen Strahan, 01392 382264

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

CABINET

Wednesday, 12th September, 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

PART I - OPEN COMMITTEE

1 Apologies for Absence

2 Minutes

Minutes of the meeting held on 11 July 2018 (previously circulated).

3 Items Requiring Urgent Attention

Items which in the opinion of the Chair should be considered at the meeting as matters of urgency.

4 Announcements

5 Petitions

6 Question(s) from Members of the Council

FRAMEWORK DECISION

NIL

KEY DECISIONS

7 Sherford Main Street: Approval to Obtain Tenders (Pages 1 - 18)

Report of the Head of Planning, Transportation and Environment (PTE/18/41) on the interim scheme for Sherford Main Street and the approval to obtain tenders process, attached.

An Impact Assessment is also attached.

*Electoral Divisions(s): Bickleigh & Wembury;
Ivybridge; South Brent & Yealmpton*

8 Budget Monitoring: Month 4 (Pages 19 - 22)

Report of the County Treasurer (CT/18/09) on the Budget Monitoring position at Month 4 for 2018/2019, attached.

Electoral Divisions(s): All Divisions

MATTERS REFERRED

9 Reference from South Hams Highways and Traffic Orders Committee - Parking Permits (Exemptions for Carers) (Minute 43)

At its meeting on 6 July 2018 (minute *43(a) refers), the South Hams Highways and Traffic Orders Committee considered the issue of parking permits and exemptions for carers in light of issues reported of health & social care professionals having nowhere suitable to park near to client's homes, exacerbated in the holiday season particularly with increasingly more care being delivered within the local community

The Committee RESOLVED that Cabinet be asked to note that the South Hams HATOC supports a review of exemption parking permits for carers with a countywide approach and asks that Cabinet consider this with a view to it being carried out as soon as possible.

Recommendation

That the Chief Officer for Highways, Infrastructure Development and Waste undertake a review of exemption parking permits for carers, including benchmarking against other local authorities, and that proposals be presented to Cabinet at a future meeting in 2018.

10 Reference from Teignbridge Highways and Traffic Orders Committee - A380 South Devon Highway Average Speed Cameras (Minute 60)

At its meeting on 26th July 2018, the Teignbridge Highways and Traffic Orders Committee considered the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/18/57) relating to proposals to install Average Speed Cameras on the A380 South Devon Highway, as supported by Devon and Cornwall Police. Both the Devon and Cornwall Safety Camera Partnership and the Police had commented that enforcement would be beneficial in reducing the traffic speeds on the dual carriageway.

Alternative options had been considered but not recommended, and although there was a significant cost to install the cameras and a yearly maintenance cost, it was considered that that benefits gained offset that cost.

The Committee therefore RESOLVED that the that the principle of the installation of Average Speed Cameras on the South Devon Highway be approved and that the formal approval for funding of the proposal be sought from Cabinet.

Recommendation

That the proposals for the installation of Average Speed Cameras on the A380, with associated changes in signing and any necessary amendments to the Traffic Regulation Order, be formally approved at an estimated cost of £285,000, with the capital costs to be met from the South Devon Highway capital scheme budget and the revenue costs from the highway revenue budget.

11 Reference from Exeter Highways and Traffic Orders Committee - Bus Shelters in Exeter (Minute 59)

At its meeting on 30th July 2018, the Exeter Highways and Traffic Orders Committee considered the Report of the Head of Planning, Transportation and Environment (PTE/18/39) on an update on the provision of bus shelters in Exeter provided by Clear Channel under a joint agreement with Devon County Council and Exeter City Council.

The Committee RESOLVED (c) that the Cabinet and Exeter City Council be asked that the net income from the profit sharing agreement with Clear Channel (currently standing at £44, 492) be used solely for additional and improved bus shelters in the City; and (d) that the City Council be requested to permit digital advertising on the bus shelters in the High Street to increase revenues for improved bus shelter provision.

Recommendation

That the Exeter Highways and Traffic Orders Committee request be agreed where there is an identified deliverable scheme. This agreement to be limited to a period of five years and the success reviewed at the end of the period.

12 Notice(s) of Motion referred from Council (Minutes 124 - 130 of 19 July 2018) (Pages 23 - 32)

Report of the County Solicitor (CSO/18/25) on the Notices of Motion referred to the Cabinet by the County Council on 19 July 2018, incorporating relevant briefing notes to facilitate the Cabinet's discussion of the matters raised.

- (a) Outsourcing and Devon County Council Contracts
- (b) Badger Culling and DCC Property
- (c) Dorset & East Devon National Park
- (d) Road Repairs and Skansa Contract
- (e) Community Hospital Buildings
- (f) Universal Credit
- (g) Environmental Protection

Electoral Divisions(s): All Divisions

STANDING ITEMS

13 Question(s) from Members of the Public

14 Minutes

Minutes of the bodies shown below are circulated herewith for information or endorsement as indicated therein:

[NB: Minutes of [County Council Committees](#) are published on the Council's Website:
Minutes of the [Devon Education \(Schools\) Forum](#):
Minutes of the [South West Waste Partnership](#)
Minutes of the [Devon & Cornwall Police & Crime Panel](#)

Electoral Divisions(s): All Divisions

a Devon and Exeter Rail Project Working Party - 13 July 2018 (Pages 33 - 36)

The Cabinet are asked to endorse minute 18 in relation to the future operation of the Devon and Exeter Rail Project Working Party.

b Farms Estate Committee (Interviewing)- 23 July 2018 (Pages 37 - 38)

c Farms Estate Committee- 3 September 2018

Will be available [here](#) shortly.

15 Delegated Action/Urgent Matters (Pages 39 - 40)

The Registers of Decisions taken by Members under the urgency provisions or delegated powers will be available for inspection at the meeting in line with the Council's Constitution and Regulation 13 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012. A summary of such decisions taken since the last meeting is attached.

Electoral Divisions(s): All Divisions

16 Forward Plan (Pages 41 - 48)

In accordance with the Council's Constitution, the Cabinet is requested to review the list of forthcoming business (previously circulated) and to determine which items are to be defined as key and/or framework decisions and included in the Plan from the date of this meeting.

[NB: The Forward Plan is available on the Council's website at: <http://democracy.devon.gov.uk/mgListPlans.aspx?RPId=133&RD=0&bcr=1>]

Electoral Divisions(s): All Divisions

PART II - ITEMS WHICH MAY BE TAKEN IN THE ABSENCE OF THE PRESS AND PUBLIC


NIL

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.

Membership
Councillors J Hart (Chair), S Barker, R Croad, A Davis, R Gilbert, S Hughes, A Leadbetter, J McInnes and B Parsons
Cabinet Member Remits
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)
Declaration of 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.
Access to Information
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.
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 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.
Questions to the Cabinet / Public Participation
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. The name of the person asking the question will be recorded in the minutes. For further information please contact Karen Strahan on 01392 382264 or look at our website
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.
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 Induction loop system available

NOTES FOR VISITORS

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SatNav – Postcode EX2 4QD

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Access to County Hall and Public Transport Links

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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).

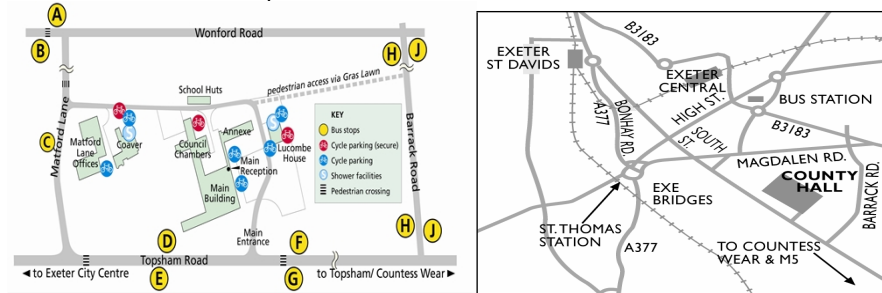
Car Sharing

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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

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

PTE/18/41

Cabinet
12 September 2018

Sherford Main Street (interim scheme): approval to obtain tenders for construction

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:

- (a) **the Sherford Main Street Interim scheme design, shown in the Appendix to this report be approved for tender at an estimated total project cost of £5 million. This follows an agreement in principle that:**
- **the DfT have agreed to the delivery of the scheme in two sections and it is eligible to full grant approval of £5m;**
 - **the Sherford Consortium agreed to the availability of land;**
 - **the Sherford Consortium will deliver Section B of the scheme;**
- (b) **the Head of Planning, Transportation and Environment, in consultation with the Cabinet Member for Infrastructure, Development and Waste and the local County Council Member, be given delegated authority to make minor amendments to the scheme design.**

1. Summary

Approval is sought to obtain tenders to undertake construction of the Sherford Main St Interim (SMSi) which runs from the south side of Deep Lane junction connection to the recently delivered Phase 1 of Main St, north of Elburton Plymouth. This scheme will deliver an interim road that will form the spine route through the Sherford development and make Sherford accessible to the A38 by the public. The new road will accommodate development traffic, public transport, pedestrians and cyclists. The developer will need to upgrade the road as the development builds out over time. The SMSi will provide a direct access route into Sherford removing traffic from local roads. This report seeks approval to proceed with a formal competitive tender process.

2. Background

The area to the east of Plymouth is planned to experience significant growth as a result of strategic developments. The new community at Sherford to the south-west of the Deep Lane Junction will provide 5,500 new homes and 83,000 square metres of employment space in the form of a sustainable mixed-use settlement. Just over 5,000 of the new homes and the three primary schools and comprehensive school will be in Devon. The primary access to the community will be Sherford Main Street via the A38 Deep Lane junction from the north. Additionally, the Langage employment site is identified as strategic employment site which is anticipated to create more jobs for the area and has an existing permission for up to 40,000 sq. meters of employment space. A Park and Ride site south of Deep Lane Junction taking trips to Plymouth, will also be provided as part of the Sherford development proposal. The Sherford Masterplan, is shown in the Appendix to this report.

It is currently only possible to access Sherford from the south which requires a long trip into the City of Plymouth or using local rural lanes connecting to Deep Lane. New housing and

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employment development will put additional pressure on the local roads of Brixton and Elburton. This has two key problems:

- additional traffic using local roads requires drivers giving way, and reversing creating congestion and potential road safety issues and
- the lack of a principal access from the A38 into Sherford is a constraint making the development less attractive to house buyers and commercial investors which could create a risk that the development stalls.

Sherford is at the start of its construction, with impetus provided by funding support by the Homes England, previously known as Homes and Communities Agency (HCA). The development is ambitious in its vision to deliver high quality design of housing and a sustainable new community on the fringe of Plymouth. In order to do this the infrastructure required to deliver the components of a new town are considerable. The delivery of Sherford is supported by a cross authority delivery team representing Devon County Council, Plymouth City Council and South Hams District Council.

3. Proposal

The proposal is to deliver Sherford Main St interim (SMSi) scheme to provide a spine route right through the development from Deep Lane junction to the first phase of Main St as required in the Sherford planning permission. SMSi will connect Sherford Main Street Phase 1 (being delivered by the Sherford Consortium) to Deep Lane. This will link Sherford, Langage and the communities of Plympton, Plymstock and surrounding villages of South Devon. On completion, it will reduce traffic on the surrounding minor roads and areas of Plymouth subject to air quality and road safety issues. It will also be used by public transport and cyclists as a better alternative to the current routes.

It is not possible to design a final specification of Sherford Main Street because over time it will be upgraded to accommodate the town centre, drainage, services and further pedestrian and cycle facilities, as the development builds out. Therefore, the design has been developed through collaboration with the Sherford Consortium to make sure that the SMSi is designed and constructed in a practical way that makes best use of the funding available but can also be adapted for future improvements. The scheme plan is provided in the Appendix to this report.

This SMSi is on land owned by the Sherford Consortium in Plymouth. It is mostly in farmed grassed fields, which would have been vacated by tenants shortly before award of the contract. There will be junctions with public highways at four locations, along with modifying two private accesses.

The main construction works are anticipated to start in January 2019 and complete by March 2020.

4. Consultations, Representations and Technical Data

The Sherford New Community Area Action Plan (Sherford AAP) is one of the key South Hams Local Development Framework documents. It focuses upon the design and implementation of the Sherford new community, providing an important mechanism for ensuring a development of an appropriate scale, mix and quality. Sherford has progressed through the planning system and was granted outline planning approval in November 2013 by South Hams District Council and Plymouth City Council (PCC) this also included a full planning permission for the development of the Sherford Main Street.

The section 106 for Sherford and detailed planning consent requires the delivery of Main Street. The junction and link to A379 has been recently upgraded to provide an all movements access and to enable it to accommodate construction traffic and the County Council have delivered improvements at Deep Lane North.

As part of the planning process there have been many stakeholders consulted on the scheme. The permissions were granted following several years of community and stakeholder consultation and technical analysis of the developer's application.

SMSi has been developed from the preliminary design that was granted planning permission. In developing the design, the officers at Devon County Council have consulted the planning authority, South Hams District Council.

5. Environmental Impact Considerations

An Environmental Impact Assessment has been undertaken for the Sherford development to accompany the planning application. The assessment considered the potential for environmental effects to occur as a result of the proposed works, both during construction and after the development has been completed. Where a significant adverse environmental effect was identified, mitigation measures have been developed to reduce, minimise or avoid the impact.

Further ecological work by the developer has recently been undertaken which forms part of their recent section 73 application to revise the Masterplan.

Opportunities for environmental enhancement has also been considered during the design process as well as the need to minimise negative impacts. However, loss of some green space may result in a slight adverse effect on the water environment. It is unlikely to have significant impact on biodiversity. There is a loss of green fields currently used and farmland verge and therefore a slight adverse impact on landscape.

A Construction Environmental Management Plan will be produced to mitigate any environmental impacts as part of the construction process and agreed with the planning authority.

6. Financial Considerations

Devon County Council, has been awarded £5 million capital National Productivity Investment Funding administered by the Department for Transport towards the delivery of the Sherford Main Street Interim. The total scheme estimate is £8 million. To aid delivery the project has been split into two:

- **Section A** - £5 million has been allocated by the DfT which the Council will use to deliver the northern section of the scheme.
- **Section B** - The remainder of the scheme, valued at £3m will be built and delivered by the Sherford Consortium (Bovis Homes, Linden Homes & Taylor Wimpey and agreed though a Section 38 prior to construction.

The funding requirements specify that the full scheme is delivered by March 2020. Section A programme is on target to deliver by that date. Section B is already under way with a contractor in place.

DCC have progressed the procurement for Section A with a view to appointing a preferred contractor via an open competitive tender. It is necessary that the appointment is made as soon as possible as development of the Traffic Management, confirming

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arrangements/bookings with the landowners and advance environmental works are a key item in the delivery programme. The DfT have approved delivery of the scheme in 2 sections and confirm that the £5 million grant can all be applied to Section A.

The cost of the works for Section A including design has been estimated at £5m including an allowance for risk, contingency and finalised elements of the design. The funding for this scheme is from the Department for Transport National Productively Investment Fund (NPIF) capital grant and any revenue costs will need to be met from existing revenue resources.

7. Sustainability and Equality Considerations

Where relevant to the decision, the Equality Act 2010 Public Sector Equality Duty requires decision makers to give due regard to the need to:

- eliminate discrimination, harassment, victimisation and any other prohibited conduct;
- advance equality by encouraging participation, removing disadvantage, taking account of disabilities and meeting people's needs; and
- foster good relations between people by tackling prejudice and promoting understanding.

Taking account of age, disability, race/ethnicity (includes Gypsies and Travellers), gender and gender identity, religion and belief, sexual orientation, pregnant women/ new and breastfeeding mothers, marriage/civil partnership status in coming to a decision, a decision maker may also consider other relevant factors such as caring responsibilities, rural isolation or socio-economic disadvantage.

An Impact Assessment has been prepared, a copy of which has been circulated to Cabinet Members, and is available on the Council's website at:

<https://new.devon.gov.uk/impact/published/>.

The scheme will have a positive impact on pedestrians and cyclists by providing a direct link though Sherford, avoiding minor lanes.

In economic terms the scheme will facilitate travel and development which will have a beneficial impact upon the local economy by enabling employment and housing development in the area to proceed with mitigated impact.

8. Carbon Impact Considerations

There may be a slight adverse impact on air quality resulting from increased traffic flows as a result of the development. However, conversely the scheme's improvement to traffic flow also has the advantage of improving the fuel efficiency of engines and reducing certain emissions including carbon.

9. Legal Considerations

Prior to construction there is a requirement for a legal agreement with the Sherford Consortium on the availability of land. This has been agreed in principle.

The lawful implications of the recommendations have been considered and taken into account in the formulation of the recommendations set out above.

In terms of operation following constructing the road will be made open to the public but will be operated and maintained by the Consortium. This is normally the position for any spine

road through an emerging development. Once the development is completed it will be adopted by the Council and it will revert to a typical maintenance regime.

The road will be subject to a 30mph speed limit.

10. Risk Management Considerations

The scheme is on a new line in a green field therefore is considered low in terms of engineering risks. It is very well developed in its design programme. A sum for risk and contingency has been included within the scheme estimate.

There is a risk that the Sherford Consortium will not work with the Council on the agreements required and if so the scheme will not progress to Tender.

11. Public Health Impact

The scheme is subject to a three phase (preliminary, detailed and post construction) Road Safety Audit (RSA) process. The design has been assessed in its preliminary phase and items of discussion include the safe use of crossings for pedestrians and cyclists and acceptability of proposed departures. No significant risks to project delivery have been raised.

12. Options and Alternatives

The scheme has progressed on the basis of the Main Street preliminary design included with the planning permission for Sherford.

The design has been developed through a number of options which have re-assessed any potential adverse impacts on themes such as capacity, safety and maintenance.

The decision to deliver SMSi along the permanent alignment for the new road was chosen to minimise the impact on development parcels of housing that have not yet been designed and therefore drainage and final service requirements are not known. The interim road will deliver a single lane in each direction, this provides sufficient capacity to accommodate development traffic as it grows but not over and above which may result in road safety issues.

The selected design option is a result of extensive consultation with the developer and highway officers taking into account maintenance requirements and other feedback received.

13. Reason for Recommendation

The scheme unlocks a key phase of the Sherford development required as part of the Sherford planning permission, providing a major opportunity to bring forward the full potential of housing and employment planned at this strategic site. The scheme is consistent with the aims of National Policy with regard to housing delivery and economic growth. The scheme has been successful in its award of DfT funding and as such is regarded as a priority transport scheme to ensure the successful delivery of the Sherford new community.

Dave Black
Head of Planning, Transportation and Environment

Electoral Divisions: Bickleigh and Wembury; South Brent and Yealmpton; and Ivybridge

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Cabinet Member for Infrastructure, Development and Waste: Councillor Andrea Davis

Chief Officer for Communities, Public Health, Environment and Prosperity: Dr Virginia Pearson

Local Government Act 1972: List of Background Papers

Contact for enquiries: Gina Small

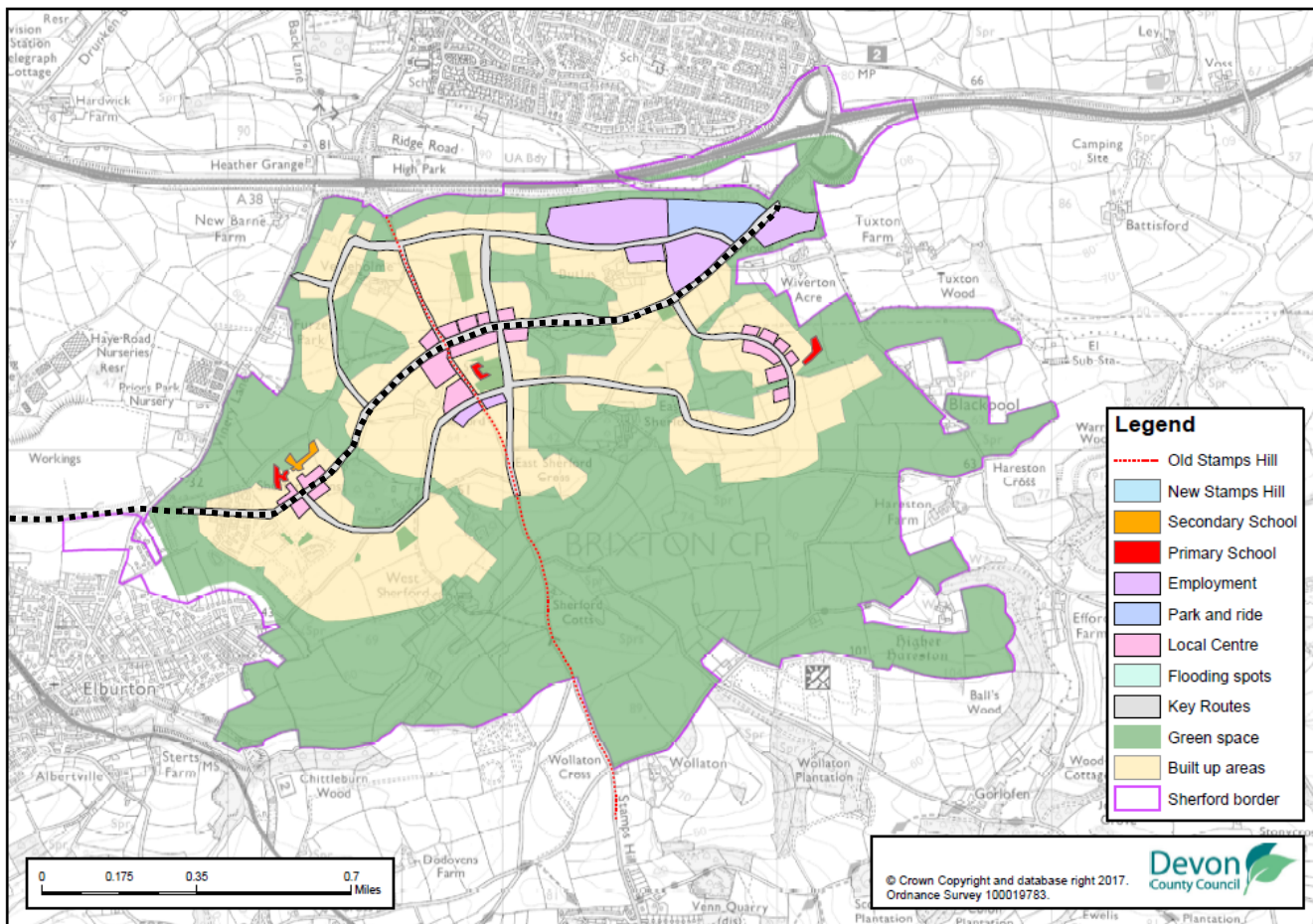
Room No: Lucombe House, County Hall, Topsham Road, Exeter EX2 4QD

Tel No: (01392) 383000

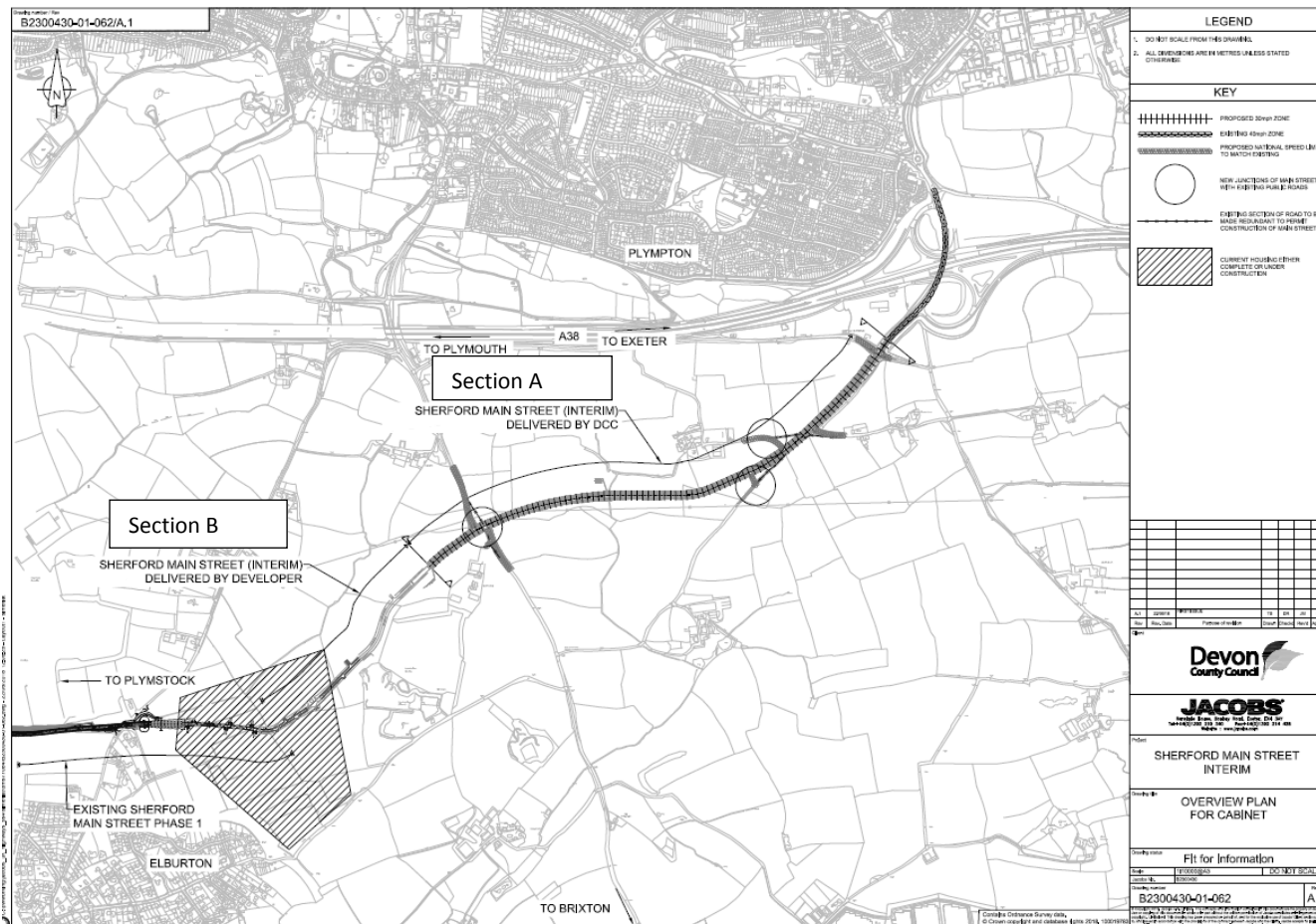
Background Paper	Date	File Ref.
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Nil

gs210618cab Sherford Main Street (interim scheme), approval to obtain tenders for construction
hk 02 240818



Proposed Sherford High Street



Assessment of:	Sherford Main St Interim (SMSi)
Service:	Planning, Transportation and Environment

Head of Service:	Dave Black
Date of sign off by Head Of Service/version:	Wednesday, 27 June 2018
Assessment carried out by (incl. job title):	Gina Small, Urban Fringe Delivery Team Manager

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Section 1 - Background

Description:	<p>The proposal is to deliver Sherford Main St interim (SMSi) scheme to provide a spine route right through the development from Deep Lane junction to the first phase of Main St as required in the Sherford planning permission. SMSi will connect Sherford Main Street Phase 1 (being delivered by the Sherford Consortium) to Deep Lane. This will link Sherford, Langage and the communities of Plympton, Plymstock and surrounding villages of South Devon. On completion, it will reduce traffic on the surrounding minor roads and areas of Plymouth subject to air quality and road safety issues. It will also be used by public transport and cyclists. As a faster alternative to the current routes.</p> <p>It is not possible to design a final specification of Sherford Main Street because over time it will be upgraded to accommodate the town centre, drainage, services and further pedestrian and cycle facilities, as the development builds out. Therefore, the design has been developed thorough collaboration with the Sherford Consortium to a</p>
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	<p>make sure that the SMSi is designed and constructed in a practical way that makes best use of the funding available but can also be adapted for future improvements.</p> <p>This SMSi is on land owned by the Sherford Consortium in Plymouth. It is mostly in farmed grassed fields, which would have been vacated by tenants shortly before award of the contract. There will be junctions with public highways at four locations, along with modifying two private accesses.</p> <p>The main construction works are anticipated to start in Jan 2019 and complete by March 2020.</p>
Reason for change and options appraisal:	To provide a Main St to provide access to a new town of 5,500 dwellings to accommodate the increase in traffic expected as the result of the new community Sherford. This scheme has been through numerous technical appraisals to develop the scheme based on the traffic impacts of new development at Sherford (new community). The scheme unlocks development and removes traffic from local minor lanes.

Section 2 - Key impacts and recommendations

Social/equality impacts:	Positive impacts in terms of improved journey times for all motorised users. Provides facilities for pedestrians, enables a bus service to connect from Langage to Sherford and onto Plymouth city centre.
Environmental impacts:	<p>Some negative impacts in terms of more traffic related to the Sherford development however reductions in carbon emissions from better flow through the development</p> <p>The proposal involves constructing a new road across green fields used for arable farming. The land has been previously negotiated and sold with the house builders at Sherford.</p>

Economic impacts:	Journey time savings as a result of increase capacity, enabling traffic to flow better. Will make Sherford more attractive to commercial business as it provides a direct link to the A38.
Other impacts (partner agencies, services, DCC policies, possible 'unintended consequences'):	Delivery of the Sherford Main St will provide will provide a two lane road plus footway connecting from Deep lane junction on the A38 through to Elburton, Plymstock. It will lead to better accessibility and potential for business growth. It will help facilitate new housing at Sherford facilitating a further 3,200 houses and employment land at Langage. It is required to unlock this growth within the South Hams Local Plan and is identified in the Local Transport Plan.
How will impacts and actions be monitored?	Delivery of new homes per annum and commercial start ups.

Section 3 - Profile and views of stakeholders and people directly affected

People affected:	<p>During construction those living in proximity.</p> <p>Those living and working in the area.</p> <p>Tenants of the farmed fields.</p>
Diversity profile and needs assessment of affected people:	The carriageway widening scheme is not expected to disadvantage any particular group of people with protected characteristics. The enhancements to the shared use path running parallel to the scheme will benefit people with disabilities and parents with prams.
Other stakeholders:	Housebuilders at Sherford, South Hams District Council, Plymouth City Council
Consultation process:	As part of the planning process there have been many stakeholders involved consulted on the scheme, including Highways England, PCC, SHDC, Parish Councils, Bus operators, and members of the public. The permissions were granted following several years of community and stakeholder consultation and technical analysis of the developer's application.

Research and information used:	Past consultation
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Background Analysis

This section describes how relevant questions and issues have been explored during the options appraisal.

Section 4a - Social Impacts

Giving Due Regard to Equality and Human Rights

The local authority must consider how people will be affected by the service, policy or practice. In so doing we must give due regard to the need to:

- Eliminate unlawful discrimination, harassment and victimisation
- Advance equality of opportunity and
 - Foster good relations.

Where relevant, we must take into account the protected characteristics of age, disability, gender, gender reassignment, pregnancy and maternity, marriage and civil partnership, sexual orientation, race, and religion and belief.

This means considering how people with different needs get the different services they require and are not disadvantaged, and facilities are available to them on an equal basis in order to meet their needs; advancing equality of opportunity by recognising the disadvantages to which protected groups are subject and considering how they can be overcome.

We also need to ensure that human rights are protected. In particular, that people have:

- A reasonable level of choice in where and how they live their life and interact with others (this is an aspect of the human right to ‘private and family life’).

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- An appropriate level of care which results in dignity and respect (the a private and family life, protection from torture and the freedom of thought, belief and religion within the Human Rights Act and elimination of discrimination and the promotion of good relations under the Equality Act 2010).
- A right to life (ensuring that nothing we do results in unlawful or unnecessary/avoidable death).

The Equality Act 2010 and other relevant legislation does not prevent the Council from taking difficult decisions which result in service reductions or closures for example, it does however require the Council to ensure that such decisions are:

- Informed and properly considered with a rigorous, conscious approach and open mind, taking due regard of the effects on the protected characteristics and the general duty to eliminate discrimination, advance equality and foster good relations.
- Proportionate (negative impacts are proportionate to the aims of the policy decision)
- Fair
- Necessary
- Reasonable, and
- Those affected have been adequately consulted.

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Characteristics	Describe any actual or potential negative consequences (e.g. disadvantage or community tensions) for the groups listed. (Consider how to mitigate against these).	Describe any actual or potential neutral or positive outcomes for the groups listed. (Consider how to advance equality/reduce inequalities as far as possible).
All residents (in general):	None expected	The scheme will provide a main road and footway through the development and will carry traffic currently using the minor lanes around Sherford. It is expected to benefit all people with protected characteristics.
Age (from young to old):		

Disability (incl. sensory, mobility, mental health, learning disability, ill health) and carers of disabled people:		
Culture/ethnicity: nationality, skin colour, religion and belief:		
Sex, gender and gender identity (including Transgender & pregnancy/maternity):		
Sexual orientation:		
Other socio-economic factors such as families, carers, single people/couples, low income, vulnerability, education, reading/writing skills, 'digital exclusion' and rural isolation.		
Human rights considerations:		

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Section 4b - Environmental impacts

An impact assessment should give due regard to the following activities in order to ensure we meet a range of environmental legal duties.

The policy or practice does not require the identification of environmental impacts using this Impact Assessment process because it is subject to (please select from the table below and proceed to the 4c, otherwise complete the environmental analysis table):

x	Devon County Council's Environmental Review Process for permitted development highway schemes.
x	Planning Permission under the Town and Country Planning Act (1990).
	Strategic Environmental Assessment under European Directive 2001/42/EC "on the assessment of the effects of certain plans and programmes on the environment".

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	Describe any actual or potential negative consequences. (Consider how to mitigate against these).	Describe any actual or potential neutral or positive outcomes. (Consider how to improve as far as possible).
Reduce waste, and send less waste to landfill:		The tender process will include a requirement for Construction Management plan to minimise the impact on the environment
Conserve and enhance biodiversity (the variety of living species):		Where necessary there will be advance planting and measure to mitigate the impact on biodiversity

Safeguard the distinctive characteristics, features and special qualities of Devon's landscape:		As part of the overall planning process any impact will have been mitigated. The tenderer will have due regard to this as part of the construction management plan
Conserve and enhance the quality and character of our built environment and public spaces:		As part of the overall planning process any impact will have been mitigated. The tenderer will have due regard to this as part of the construction management plan
Conserve and enhance Devon's cultural and historic heritage:		As part of the overall planning process any impact will have been mitigated. The tenderer will have due regard to this as part of the construction management plan
Minimise greenhouse gas emissions:		As part of the overall planning process any impact will have been mitigated. The tenderer will have due regard to this as part of the construction management plan
Minimise pollution (including air, land, water, light and noise):		As part of the overall planning process any impact will have been mitigated. The tenderer will have due regard to this as part of the construction management plan
Contribute to reducing water consumption:		As part of the overall planning process any impact will have been mitigated. The tenderer will have due regard to this as part of the construction management plan
Ensure resilience to the future effects of climate change (warmer, wetter winters; drier, hotter summers; more intense storms; and rising sea level):		As part of the overall planning process any impact will have been mitigated. The tenderer will have due regard to this as part of the construction management plan

Other (please state below):		
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Section 4c - Economic impacts

	Describe any actual or potential negative consequences. (Consider how to mitigate against these).	Describe any actual or potential neutral or positive outcomes. (Consider how to improve as far as possible).
Impact on knowledge and skills:	No negative consequences on knowledge and skills.	Unlocks employment and housing development at Sherford and Langage
Impact on employment levels:	No negative consequences on employment levels.	Positive impact on employment levels due to reduced congestion and improved journey time reliability. Employment land unlocked for development.
Impact on local business:	As it is a new road no impact is expected.	Traffic Management plans in place to minimised disruption

Section 4d - Combined Impacts

Linkages or conflicts between social, environmental and economic impacts:	None identified
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Section 5 - 'Social Value' of planned commissioned/procured services:

How will the economic, social and environmental well-being of the relevant area be improved through what is being proposed? And how, in conducting the process of procurement, might that improvement be secured?

The contractors are expected to employ local subcontractors and for the duration of the contract (15 months) will make use of local accommodation, food and drink establishment with benefits to local businesses.

BUDGET MONITORING 2018/19 Report of the County Treasurer

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.

Recommendation: The Committee notes the forecast overspending of £8.1 millions and the need to take action to contain and reduce this projection.

1. Introduction

- 1.1. This report outlines the financial position and forecast for the Authority at month 4 (to the end of August) of the financial year.
- 1.2. The total projected overspending at month 4 is forecast at £8.1 millions.

2. Revenue Expenditure Adult Care and Health Services

- 2.1. Adult Care and Health services are forecast to breakeven. This position takes into account £855,000 of management action yet to be achieved, but assessed as achievable.
- 2.2. Adult Care Operations is forecasting to underspend by £186,000.
- 2.3. Older People and Physical Disability services are forecast to underspend by £648,000. Reductions in client numbers experienced towards the end of last financial year remain at similar levels and are currently 349 clients lower than the budgeted level of 7,754. Average prices have seen a year on year increase for residential and nursing costs primarily because of the introduction of the new care fee model, this is offsetting the impact of lower client numbers.
- 2.4. Sensory, Community Enabling, Social Care Reablement and other operational budgets are showing an underspend of £107,000. In-house services are forecast to underspend by £67,000 due to lower running costs and staffing vacancies.
- 2.5. Learning Disability services, is forecast to overspend by the end of the year by £636,000, numbers of clients are currently 109 higher than the budgeted level of 3,134.
- 2.6. Adult Commissioning and Health is forecast to overspend by £186,000 primarily due to extra placements within Mental Health, some more costly than average, particularly in residential care. Vacancy management is resulting in an underspend within Adult Commissioning.

3. Revenue Expenditure Children's Services

- 3.1. Children's Services are showing a forecast overspending of £8.7 millions.

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- 3.2. Children's Social Care is forecast to overspend by £5.1 millions and similar pressures now exist within Devon to those being experienced across the country. Pressures continue within residential placements, but for Month 4 overspends are also being seen within Disabled Children's Services and legal disbursements.
- 3.3. The total overspending on children's placements is now forecast to be £4.1 millions. Within this the overspend on independent residential care and supported accommodation, which includes Exceptional Arrangements, has risen to just over £5.4 millions. Mainstream residential placements contribute £2.6 millions of this pressure, there are 38 budgeted full year effect (FYE) placements, the current forecast is 9.6 FYEs higher, while the average weekly cost is £303 more than the budgeted level of £3,735. Exceptional arrangement for supported accommodation is the other significant pressure area with 4.5 FYEs and an average weekly cost of £8,476 there is a forecast pressure of £2.0 millions with no identified budget with which to offset these costs. There is a partial offset from underspends against other placement types that total £1.3 millions.
- 3.4. Disabled Children's Services are forecast to overspend by £816,000. There are more packages of care and services being accessed by children and families than budgeted whilst average costs of packages have also increased.
- 3.5. The overspends within Children's Social Care have been partially offset by savings across Social Work Teams which are the result of vacancy management that total £162,000.
- 3.6. All other costs, which includes legal disbursements, are forecast to overspend by £408,000.
- 3.7. The non-Dedicated Schools Grant (DSG) element of Education and Learning is forecasting an overspend of £116,000 the result of pressures within school's transport. Anticipated income through s106 contributions is expected to eliminate some of this overspend but the final values have not yet been confirmed.
- 3.8. The DSG is currently forecast to overspend by £3.4 millions.
- 3.9. High Needs Block of the DSG is currently forecast to overspend by £4.9 millions. Independent Special Schools has a forecast overspend of £5.8 millions, the result of an increase of 81 placements from the budgeted 2018/19 level of 288, this is based upon the autumn and spring terms placements for the new academic year. One of the two new free special schools, yielding 30 places in year 1, was expected to come on stream in September 2018 (the second in September 2019). The DfE has announced a delay of one year, hence the projected increase in independent school placements. The Council will make strong representations to government to ensure we are not disadvantaged by their delay. This is partially offset by forecast underspends against other high needs budgets that total £926,000 this includes a one-off underspend within SEN Mainstream and by underspends within Maintained Special Schools.
- 3.10. The DSG budget and the other DSG central budgets, that include De-delegated budgets, central provision and Early Years and childcare, net to an underspend of £1.5 millions
- 3.11. Until a few years ago there would have been an assumption that an overspending on the Dedicated Schools Grant could be carried forward to the next financial year's Dedicated Schools Grant and thus would not have an adverse impact on the current

year's revenue outturn position. But in 2016/17 the Council was not able to carry forward an overspending of £1.4 millions as it was not agreed by the Devon Education Forum. As a result of this an additional £1.4 millions was charged to the Council's 2016/17 revenue budget. In 2017/18 an overspending of £1.6 millions was carried forward with the permission of the Forum on the basis that there was a plan in place to deal with it in that year. The projected overspending for 2018/19 of £3.4 millions has not yet been discussed with the Forum; until it is agreed it is prudent to assume that agreement to carry it forward into 2019/20, has not been confirmed. If agreement is reached with the Forum and it can be demonstrated that there is a plan in place to deal with some or all of the projected overspending then the projected overspending will decrease. If, for example, permission is obtained to carry forward (say) half of the £3.4 millions then the projected overspending will reduce by £1.7 millions.

4. Revenue Expenditure Highways, Infrastructure Development and Waste

- 4.1. Highways, Infrastructure Development and Waste is forecasting a break-even position at Month 4.
- 4.2. Highways service managers remain confident that all planned maintenance programmes will be delivered during the financial year and that pressures associated with safety defects caused by adverse weather conditions at the end of last year are currently manageable. This will continue to be closely monitored and may be impacted by seasonal variations later in the year.
- 4.3. Waste tonnages continue to be close to budgeted levels resulting in a forecast spend in line with approved budget.

5. Revenue Expenditure Other Services

- 5.1. Communities, Public Health, Environment and Prosperity (COPHEP) are showing a forecast overspend of £207,000 the result of the countywide research and intelligence review project.
- 5.2. Corporate Services are forecasting a breakeven position at month 4. This position is dependent upon services still delivering management action totalling £517,000, but this is assessed as achievable.
- 5.3. Non- service items are forecast to underspend by £744,000. This is mainly due to additional investment income of £192,000 and a one-off underspend of £552,000 associated with a estimate for remedial works being undertaken at Dartington School not fully materialising this year.

6. Capital Expenditure

- 6.1. The approved capital programme for the Council is £149.111 millions. This figure incorporates 2017-18 carry forwards of £24.857 millions and in-year additions of £18.901 millions. Of this increase £15.917 millions is externally funded.
- 6.2. The year-end forecast is £138.75 millions, producing forecast slippage of £10.356 millions.

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6.3. The main areas of slippage can be attributed to scheme variations and programme delays in Highways (£1.630 millions net slippage) and Planning and Transportation (£6.170 millions net slippage) which reflects the complexity of the major schemes within this service. Wherever possible slippage is offset by the accelerated delivery of other approved schemes within the capital programme.

7. Debt Over 3 Months Old

7.1. Corporate debt stood at £2.7 millions, being 1.6% of the annual value of invoices, within the annual target of 1.9%. We will continue to pursue the balance of debt owed, including the use of legal action where appropriate. It is anticipated that year-end debt will be below the annual target.

8. Conclusion

8.1. it is still relatively early in the financial year to project with a high level of certainty what the final year end position will be. However, like many other Local Authorities across the Country, the Council is now grappling with high levels of demand for Children Services. Residential Placements are proving particularly difficult to contain within the budget allocated; the DfE delay in opening the new special school means that High Needs placements in independent schools within Education has also seen a significant increase for the coming year.

8.2. The fact that it is still relatively early in the financial year does give the Council an opportunity to find ways of trying to contain the overspending in Children Services. There is also still time to identify management action in other budgets outside of Children Services that can be used to pull back the projected overspending.

Mary Davis, County Treasurer

Electoral Divisions: All

Cabinet Member: Councillor Stuart Barker

Local Government Act 1972: List of Background Papers

Contact for Enquiries: Mary Davis

Tel No: (01392) 383310 Room: 199

Background Paper Date File Ref: Nil

Date Published: 30th August 2018

NOTICES OF MOTION

Report of the County Solicitor

Recommendation: that consideration be given to any recommendations to be made to the County Council in respect of the Notices of Motion set out hereunder having regard to the relevant factual briefing/background papers and any other representations made to the Cabinet.

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The Notices of Motion submitted to the County Council by the Councillors shown below have been referred to the Cabinet in accordance with Standing Order 8(2) - for consideration, reference to another committee or to make a recommendation back to the Council.

A factual 'Briefing Note/Position Statement' prepared by the relevant Head of Service is also included where appropriate or available, to facilitate the Cabinet's discussion of each Notice of Motion.

### **(a) Outsourcing and Devon County Council Contracts (Councillor Atkinson)**

*This Council is concerned that outsourcing Devon County Council (DCC) contracts can reduce financial flexibility and the ability to respond to changes in policies and facilitate effective cross department working across interrelated DCC services in complex areas like the health and wellbeing of children. Accordingly, DCC can no longer afford to be locked into long term, difficult if not impossible to vary contractual schemes for services like Children and Mental Health if it wishes to remain responsive to the needs of Children from birth to age 25.*

*In view of cross party concern to fully and effectively integrate cross department working in children's health and mental health services and education Devon County Council should bring back key services in-house and manage them in the wider public interest including value for money (defined broadly to include effects on public revenues and community wellbeing at large) and social value tests.*

### **Briefing Note/Position Statement from the Chief Officer for Children's Services**

The responsibilities for the provision of wellbeing services for children including mental health services are shared between the Clinical Commissioning Group's (CCG's) and the LA. With the CCG's having the greater share of the national policy obligations for mental health services.

The CCG's lead responsibility for mental health support has been restated in the Five Year Forward View and the Future in Mind guidance published in March 2015<sup>1</sup> which has allocated additional resource to CCG to transform Local CAMHS Services captured in the LTP guidance<sup>2</sup>. For Devon this has been worked up as a joint strategy<sup>3</sup> to cover the footprint of Devon, Torbay and Plymouth which is the strategic planning geographical boundary of the CCG's locally (Sustainability and Transformation Plan, STP, Footprint).

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In relation to pooled budgets and contracting frameworks, the total budget for the provision of CAMHS Services in Devon for 2017/18 was just over £10 millions this is split between the two CCG's, NHSE and the LA's contribution was £800,000 which is just over 7% of the total.

The current service has been delivered through a five-year contract for Integrated Children's Services (ICS) and the provider is Virgin Care. This service is currently out to tender with the new contract being in place from April 2019.

Both the ICS contract and the new Community Health and Care Contract will be let on NHS terms and conditions these are nationally prescribed and have provision within them to ensure the providers undertake Service Development Improvement Plans (SDIP) and there is a monetary value attached to these improvements (CQUIN, Commissioning for Quality and Innovation).

On Performance, the local service has been compromised over the last year with the provider reporting increased demand and difficulty in recruiting suitably qualified staff. Something experienced in many professions in the South West.

The CCG, as the lead commissioner, have addressed these concerns with robust contract management and a joint improvement plan.

Consideration given to the separate commissioning of mental health services by the LA was undertaken in preparation for the re-tender of Community Health and Care services. The Impact Assessment set out the rationale for retaining the LA resources in a pooled fund arrangement. The main benefits being that the LA resource is very small also that the delivery of services has been from a completely pooled and therefore integrated arrangement. To falsely split this at this point could further impact on delivery of services for children. The specification and contractual requirements from 2019 set out expectations for joint working across education, health and care and at a strategic level expectation's in the leadership of the organisations to achieve this.

The financial consideration is the continued investment in a Section 75 with the CCG for the provision of Mental Health Services for Children.

A detailed impact assessment was undertaken at the pre-procurement stage of this project and the outcomes reflected in the construction of the tender, contract documentation and in the evaluation of the tenders and as such meets our equality duties. The CCG also undertook an impact assessment. The Impact Assessment can be found as an additional document on the cabinet minutes dated 11<sup>th</sup> October 2017 link below<sup>4</sup>.

There is a risk of ongoing issues in the performance of the service. This is mitigated by the CCG having in place a robust contract management approach and the LA being able to oversee their investment through the legal framework of a Section 75.

<sup>1</sup>[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/414024/Childrens\\_Mental\\_Health.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/414024/Childrens_Mental_Health.pdf)

<sup>2</sup><https://www.england.nhs.uk/wp-content/uploads/2015/07/local-transformation-plans-cyp-mh-guidance.pdf>

<sup>3</sup><https://www.newdevonccg.nhs.uk/mental-health/child-and-adolescent-mental-health-services-camhs-transformation-plan-201516-202021-101884>

<sup>4</sup><https://democracy.devon.gov.uk/ieListDocuments.aspx?CId=133&MId=2129&Ver=4>



## **(b) Badger Culling and County Council Property (Councillor Atkinson)**

*The Council will not permit badger culling to take place on property owned by the County Council and calls for the badger cull to be ended throughout Devon; due to the scientific consensus that it is ineffective and is therefore cruel and unnecessary.*

*The Council calls on DEFRA to begin a nationwide vaccination programme of badgers, which initial studies show to be highly effective in preventing the spread of bTB.*

*With the TB vaccine becoming available again, the Council calls on the government to instead invest in the development of cattle vaccine, more effective TB tests and introduce other measures to improve farm biosecurity as a vital part of effectively controlling bTB such as effective cattle movement controls*

*The Council calls on all governments, present and future, to not authorise badger culls for the purpose of controlling the spread of bTB, unless there is overwhelming scientific evidence showing the potential cull to be effective and necessary.*

### **Briefing Note/Position Statement from the Head of Digital Transformation and Business Support**

The Government's position in relation to Bovine TB is one which supports a licenced cull and whilst there are differing views on control methods (vaccinations are not currently a government approved method of control), following the culling trials over many years the Government have sanctioned culling under strict and rigorous licencing rules. These are managed on a local level by the farming industry and they are also subject to stringent cattle movement controls to prevent the spread of bovine TB from cattle to cattle.

Cabinet's position in relation to culling on property owned by the County Council has not changed since the Motion raised in January 2014 (and debated at Cabinet in February 2014); the County Council, as landlord of the County Farm Estate could not legally prevent any tenant from signing up to a lawful/licenced cull. (Any attempt by the Council to prevent a cull on its land in such circumstances would represent a breach of the tenancy agreement).

## **(c) Dorset & East Devon National Park (Councillor Shaw)**

*This Council supports the establishment of a Dorset and East Devon National Park and resolves to submit a case for this to the DEFRA review of national parks.*

### **Briefing Note/Position Statement from the Head of Planning, Transportation and Environment**

A review of National Parks and Areas of Outstanding Natural Beauty (AONBs) was announced by the Secretary of State for Environment in May this year. This process will be led by an independent panel and chaired by the writer and journalist, Julian Glover. This formed one of the key commitments set out in the government's 25 Year Environment Plan.

The purpose of the review is to look at how these iconic landscapes meet our needs in the 21st Century, including whether there is scope for the current network of 34 AONBs and 10 National Parks to expand. Weakening or undermining their existing protection or geographical extent will not be part of the review, which will, instead, focus on how

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such designated areas can boost wildlife, support the recovery of natural habitats and connect more people with nature.

A Dorset National Park Group has been established as a Community Interest Company to promote the designation of a new National Park which might cover the Dorset and East Devon AONBs and what remains of Thomas Hardy's Egdon Heath. The case for the creation of the National Park is based around the potential environmental, economic and social benefits that this could offer, beyond those of the existing AONBs. A National Park brings together in one organisation responsibilities for conserving and enhancing the environment and heritage; promoting enjoyment, recreation and well-being; and fostering the economic and social wellbeing of its communities.

There has been contact with Devon County Council on this issue over several years. Whilst no formal position has yet been established by this Authority, the initial feedback provided to the Group has been cautious. Whilst the designation of a new National Park may, indeed, offer some of the potential advantages identified by the Dorset National Park Group, there a range of other factors which will need to be weighed in the balance, including:

- The value and identity of the existing designations covering this part of East Devon, most notably its status as an AONB and, along the coastal strip, as a World Heritage Site.
- The discrepancy that would be established between the newly designated National Park and the directly adjoining Blackdown Hills AONB, which covers a broadly similar landscape and shares many of the same special qualities.
- The additional cases that are also being promoted for the recognition of other areas of Devon as nationally protected landscapes, such as the case for AONB status which is being developed for the Exe Valley, or the previously proposed designation of the South Devon AONB as a National Park. There are also long-standing and well justified calls for boundary changes within Devon's AONBs (and, possibly, its National Parks), such as the potential extension of the North Devon AONB to include Braunton Marsh.
- The political and practical implications of the inclusion of much of East Devon within a new planning authority with a strong Dorset focus, linked to their intended Unitary structure.

## **(d) Road Repairs and Skansa Contract (Councillor Hook)**

*The quality of road repairs since Skanska took on the contract has reached a new low. Certainly, that is the case in Newton Abbot. Consequently, officers will make early recommendations to Cabinet for immediate improvements in the quality of workmanship. These recommendations to include more frequent quality control inspections and the imposition of financial penalties for inadequate work, demonstrated by the need to return to any given pothole or equivalent piece of work within a 6 month period.*

## **Briefing Note/Position Statement from the Chief Officer for Highways, Infrastructure Development and Waste**

Devon County Council entered into a contract with Skanska Construction UK limited for the provision of a highways maintenance contract commencing on 1 April 2017.

Cabinet had previously considered a report in May 2015 regarding the future delivery models, and contained within this report was the reference from the spotlight review carried out by the then Place Scrutiny Committee, where

*“there was a strong level of support by members for a clear DCC “presence” on the ground. The retention of an effective intelligent client in the new delivery model could meet this objective.”*

As a consequence the decision on what is repaired and the method is retained by Devon County Council, and the contractor instructed accordingly. The provision of services delivered by the contract, includes but are not limited to winter service; reactive safety and emergency response; cyclic functions e.g. grass and gully cleaning; bridge and structures work; patching and resurfacing. There are a suite of other contracts supporting highway maintenance employing other contractors. In the financial year 18/19 Skanska is delivering approximately 40% of the highway maintenance activity in Devon.

The conditions during the winter of 17/18 resulted in a proliferation of potholes appearing on the network, not just in Devon but nationally. Within the specification for the contract the repair works should only proceed in the following circumstances

- a. the temperature of the surface to be covered is 0°C or more
- b. the air temperature is at or above -1°C and rising
- c. and the surface to be covered is dry, unfrozen and free from ice, snow, salt and grit.

Unfortunately there are times when for safety reasons repair work has to be undertaken in one or more of the above circumstances, and it would be unreasonable to expect a repair carried out under these conditions to last.

The Corporate Infrastructure and Regulatory Services Committee has set up a Task Group looking at the Planned and Reactive Maintenance; Potholes and drainage work carried out by Skanska and Devon County Council staff.

The scope of this review includes

- To investigate Devon Highways’ (DCC and Skanska) performance over the past year in terms of planned and reactive maintenance, and how this should be managed going forward
- To examine the robustness of DCC’s contract management of Skanska and review and define relevant KPIs
- To make recommendations as appropriate to the Corporate Infrastructure & Regulatory Services Scrutiny Committee on how Devon Highways’ (DCC and Skanska) performance could be improved to deliver a better service for Devon residents.

The scope of the review would appear to cover the issues raised in the Notice of Motion.

## **(e) Community Hospital Buildings (Councillor Wright)**

*This Council notes the millions of pounds that local communities have invested into their community hospitals over many years, across Devon.*

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*This Council appreciates how much local people care about their hospitals, about retaining beds in those hospitals that still have them and about retaining health services in those that have lost their beds.*

*This Council acknowledges that the strong feeling that is present in many communities in Devon about the retention of community hospital buildings where beds have been closed.*

*This Council strongly supports the retention of all Devon community hospital buildings for the provision of health and social care services and will strongly oppose any plans to declare any community hospital building surplus to requirements.*

## **Briefing Note/Position Statement from the Head of Adult Commissioning and Health**

The quality and condition of the existing community hospital buildings across Devon is variable and the NHS individually assesses suitability for future use on a regular basis. Population health and care needs change over time to meet the developing needs of the population, and the rising expectations of how care is delivered and received.

The NHS looks at its hospitals stock to ensure that it is relevant in meeting the changing needs and expectations people have of health and care services and support.

Where the NHS determines that a building is no longer fit for purpose or population need no longer warrants the facility, it will follow a formal NHS disposal process.

Similarly if a building could be used in a new and better way this will also be explored as was the case with the Budleigh Salterton Community Hospital.

### **(f) Universal Credit (Councillor Atkinson)**

*Universal Credit is due to be rolled out in Devon in September. The National Audit Office has concluded in its recent report that Universal Credit has not delivered value for money and it is uncertain if it ever will.*

*The NAO has “significant doubts” about the DWP’s expected savings. Universal Credit currently costs £699 per claim, which is four times as much as the DWP intends for it to cost when the systems are fully developed, the report said.*

*Local and national bodies, as well as claimants, showed the NAO evidence of people suffering hardship during the rollout of the full UC service. The report said: “These have resulted from a combination of issues with the design of Universal Credit and its implementation. The department has found it difficult to identify and track those who it deems vulnerable. It has not measured how many Universal Credit claimants are having difficulties because it does not have systematic means of gathering intelligence from delivery partners.”*

*Its survey of full service claimants, published in June 2018, the department found that four in ten claimants that were surveyed were experiencing financial difficulties.”*

*The report said that while it recognises the “determination and single-mindedness” with which the DWP has “driven the programme forward to date, through many problems” local and national organisations have raised issues and the department does not accept that UC causes hardship among claimants “because it makes advances*

*available and believes that if claimants take up these opportunities hardship should not occur”.*

*There are serious problems with the system's design and implementation. People need better support to make claims and should not be left without enough money to live on. It is unhelpful that the government reduces 40% from people's benefits to pay back a loan given to them to survive the month long gap before they receive their first payment.”*

*The Council is urged to write to the DWP to ask what its plans are for making sure that the claimants in Devon do not suffer hardship in the changeover and to ensure that claimants can get the advice and support from the DWP and independent agencies.*

### **Briefing Note/Position Statement from the Chief Executive**

Universal Credit will bring six different means tested benefits and tax credits for working age people into a single monthly payment. The eventual caseload in Devon is estimated at 61,570 households by 2022 .

The Government's aim is that Universal Credit will:

- encourage more people into work through better financial incentives, simpler processes and increasing requirements on claimants to search for jobs;
- reduce fraud and error; and
- be cheaper to administer than the benefits it replaces

The main features of Universal Credit are:

- Claims will be made on line and managed thereafter using a digital journal.
- Claimants will receive a monthly payment into a single nominated account for the household. They will be able to manage this amount themselves, including payment of rent to their landlord.
- There is a positive incentive to work as for every pound earned over a basic amount (the “work allowance”), the benefit will be reduced by £0.63. Under the old system many people on a low income faced a "cliff edge", losing all their benefits at once as soon as they started working more than 16 hours.

Under Universal Credit there is a formal waiting period of one week, with the benefit then being paid monthly in arrears – the intention being that this more closely mirrors what it is like to be in a job. However benefit advances are available to claimants on request if required to cover the period until they receive their first payment.

Universal Credit will affect claimants differently depending on their circumstances. In terms of direct financial support, there will be “winners” and “losers”. Those relatively likely to gain include low-earning households in rented accommodation and one-earner couples with children. Working lone parents, those with assets or unearned income, and two-earner couples are more likely to lose.

Universal Credit will bring positive changes including stronger work incentives, increased employment support and an easier transition into work. Working families will get up to 85% of child care costs paid. As the system is easier to understand, more people may take up their entitlement.

However the 2018 National Audit Office Report “Rolling out Universal Credit” found evidence that Universal Credit is not working for all claimants, particularly the vulnerable, with issues experienced by claimants including:

# Agenda Item 12

- hardship because of not having savings to last the initial wait for payments;
- problems with monthly budgeting; and
- difficulties making and managing a claim online, because of a lack of digital access and skills.

The Department of Work and Pensions (DWP) has put several forms of support in place, including:

- A free Help Line
- Funding for Local Authorities to provide Assisted Digital Support;
- Personal Budgeting Support;
- Alternative payment arrangements e.g rent paid direct to landlord.
- Split Payment in exceptional circumstances e.g. payment divided between two members of a household to prevent domestic/financial abuse.
- Tailoring of claimant commitments and work search requirements is agreed dependent on health and individual circumstances enabling claimants to prioritise and address barriers that prevent them moving into work,
- Visiting Officers for vulnerable claimants,
- Support for introduction of fee-free basic bank accounts for people who were previously unable to open a bank account.

The County Council works with the DWP and other partners to support claimants in several ways, including:

- Commissioning Libraries Unlimited who provide free wi-fi, public IT facilities and advice in libraries,
- A core £440k grant to Citizens Advice, covering benefits and other advice,
- Membership of the DWP Vulnerable Customer Network which develops joint approaches to support the most vulnerable claimants,
- Partnership working between DWP Work Coaches and DCC Family Intervention teams,
- A series of joint DWP/DCC presentations to help front line workers support families in the transition to Universal Credit,
- Briefings for specialist staff such as those dealing with substance misuse,
- Introduction of an easy claims procedure for free school meals, which now need to be claimed directly.

District Councils provide advice and also a limited amount of financial support for the most vulnerable claimants through Discretionary Housing Payments.

## **(g) Environmental Protection (Councillor Wright)**

*This Council shares the Government's desire to leave our environment in a better state than it is now.*

*But its proposals are unlikely to achieve that ambition. They will leave the environment with weaker protection than it currently has under our EU membership - a long way off the 'world-leading watchdog' it promised.*

*To deliver the protection the environment needs, this council calls on the government to ensure that the proposed new law, must at least:*

- *Deliver world-leading environmental governance, including the watchdog promised, with powers that are at least as strong than any other environmental watchdog in the world, which any citizen can complain to for free.*
- *Deliver a watchdog which will investigate all breaches of environmental law by any part of government, including reviewing and challenging significant, strategic or nationally important planning and infrastructure decisions, robustly enforce the law including through fines and legal action, and ensure public bodies act to ensure damage is restored.*
- *Put environmental principles into law, not just policy. These principles should include at a minimum, those environmental principles found in the EU treaties (for example, that principle that polluters should pay to rectify damage they cause), but the bill should allow for the addition of new principles where appropriate.*
- *Set legal targets for nature's recovery, against which this and future governments will be held to account, to ensure long-term action that will leave the environment in a better state.*
- *Work with other countries, in a transparent way, to co-develop and co-design environmental governance arrangements and secure our existing environmental principles.*

*This Council recognises the huge importance of the Devon environment – both for local residents and visitors who will support the local economy, as well as the wildlife, and urges government to listen to environmental organisations such as the RSPB and significantly strengthen proposals to meet its own strong ambitions for nature's recovery.*

### **Briefing Note/Position Statement from the Head of Planning, Transportation and Environment**

This Notice of Motion relates to two recent developments in national environmental policy and legislation.

The first is the publication of the 25 Year Environment Plan, which sets out the Government's ambition and proposals to enhance our natural environment. This articulates the new policy and approach to managing the environment and identifies long-term goals and targets. However, it does not directly prescribe any statutory new requirements on central or local government. Despite this, the aspirations of the 25 Year Environmental Plan are widely supported, and this Authority is already addressing objectives set out in this plan through its own environmental performance agenda (e.g. the DCC Pollinators Action Plan and its new Plastics Strategy).

The second is the new requirement stemming from Section 16 of the European Union (Withdrawal) Act 2018 for the Secretary of State to publish draft legislation to establish a set of environmental principles, an associated statement of policy relating to these and a new public authority to enforce proportionate compliance. These Brexit-related issues were the subject of a recent Defra consultation, to which a DCC officer response was sent, which:

- offered views on the potential scope of the new suite of environmental principles;
- supported the establishment of a strong, independent and appropriately resourced new public body to oversee and enforce environmental compliance;

# Agenda Item 12

- made suggestions on the nature and extent of new enforcement responsibilities and how these might relate to pre-existing approaches, which will remain in force after Brexit.

This Report has no specific equality, environmental, legal or public health implications that will not be assessed and appropriate safeguards and/or actions taken or included within the detailed policies or practices or requirements in relation to the matters referred to herein.

JAN SHADBOLT

[Electoral Divisions: All]

## **Local Government Act 1972: List of Background Papers**

Contact for Enquiries: K Strahan

Tel No: 01392 382264      Room: G31

| <b><u>Background Paper</u></b> | <b><u>Date</u></b> | <b><u>File Reference</u></b> |
|--------------------------------|--------------------|------------------------------|
|--------------------------------|--------------------|------------------------------|

Nil



## DEVON AND EXETER RAIL PROJECT WORKING PARTY

13 July 2018

### Present:-

#### Devon County Council:

Councillors K Ball (Chairman), Y Atkinson, R Bloxham, J Clatworthy, A Eastman, J Hodgson, J Mathews, C Slade and N Way and M Squires

#### District Councils

Councillors B Bailey (East Devon District Council), B Deed (Mid Devon District Council), T Snow (Mid Devon District Council), J Goodey (Teignbridge District Council), R Prowse (Teignbridge District Council) and I Doggett (Torbay Council).

### Apologies:-

Councillors T Wardle, R Denham, A Leadbetter, J Flynn, D Luggar, J Hawkins and D Sellis

\* 14

### Minutes

**RESOLVED** that the minutes of the meeting held on 19 January 2018 be signed as a correct record.

\* 15

### Matter of Urgency

(An item taken under Section 100B (4) of the Local Government Act 1972)

(Councillor Berry attended in accordance with Standing Order 25 (2) and spoke to this item calling on the need to reduce the duration of the closure of Station Road in Hele (until mid-December) to facilitate Flood defence works by Network Rail; and Councillor Davis attended in accordance with Standing Order 25 (1) and spoke to this item with the consent of the Committee)

The Chair had decided that the Committee should consider, as a matter of urgency, in view of concerns raised by Councillor Snow, on behalf of Councillor Berry and local residents and road users.

The Cabinet Member (Infrastructure Development and Waste) undertook to investigate the matter further with the Head of Highways, Infrastructure and Waste on behalf of the local County Councillor.

\* 16

### Update from Great Western Railway

The Working Party received a presentation from Mr L Ward, the Assistant Development Manager, Great Western Railway covering:

- performance and current challenges across the Tarka, Riviera/Plymouth, and the Exeter-Exmouth Lines; and including the challenges presented by the severe weather conditions in March 2018;
- local improvements and news summaries including Exeter St David's Ticket gate line and concourse improvements, Exmouth Station improvement scheme (March 2018), preparations for the new timetable was still underway, although deferred, Exeter depot enhancements (May 2019) Castle Class (mini HST) introduced on regional services along mainline, major December timetable changes postponed following cross industry review; and Cowley bridge flood resilience work and managing the blockade;

# Agenda Item 14a

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CABINET

DEVON AND EXETER RAIL PROJECT WORKING PARTY- 13/07/18

- the Customer and Communities Improvement (CCIF) projects within Devon – local awards; and details of the funding application process for the GWR CCIF were available at: <https://www.gwr.com/about-us/supporting-our-community/customer-and-communities-improvement-fund>; and
- aspiration for Exeter St David's.

Members' discussion points with the Assistant Development Manager (GWR) included:

- the short-term capacity issues on the Tarka Line as GWR were under considerable pressure regarding rolling stock and that GWR were fully aware of their poor performance and were working to mitigate the situation as soon as possible, and GWR were confident that by the start of the January timetable all train moves would have happened and there would be additional capacity in place;
- the application process for the Customer and Communities Fund (CCIF) (details via the link above) for projects for up to £100,000 and noting that any proposed project need not necessarily be rail industry related;
- details of apprenticeship schemes offered by GWR across its varied service areas from engineering to customer care and catering for example on which the Assistant Development Manager undertook to provide more details for Members;
- plans to increase the availability of rolling stock in the region;
- the local appreciation of the improvements at Exmouth rail station; and
- the need for a second track to the South West on which the Development Manager; and would seek further information from SW Trains.

\* 17

## **Cross Country Franchise Consultation**

(Councillor Davis attended in accordance with Standing Order 25 (1) and spoke to this item with the consent of the Committee)

The Working Party considered the Report of the Head of Planning, Transportation and Environment (PTE/18/28) on the Cross Country Franchise Consultation. The Department for Transport (DfT) was carrying out a consultation on the new Cross Country franchise and the new franchise was due to start in late 2019 and details was available on-line at:

[www.gov.uk/government/consultations/cross-country-rail-franchise](http://www.gov.uk/government/consultations/cross-country-rail-franchise)

The consultation was open to any individual or organisation to respond by 23:45 hrs on Thursday, 30 August 2018.

The County Council's response would be made with the benefit of the views of the Working Party from this meeting.

The response to the consultation included 44 questions and the key issues were highlighted in the Report.

Discussion points raised by members included:

- the importance of the Cross Country connectivity and regular services between Bristol Temple Meads and Exeter (noting that the last train from Bristol was too early and that an additional later service should be provided) and beyond into Torbay (Riviera Line) Cornwall with more rolling stock (increasing capacity) especially at peak times;
- ongoing work by the rail industry to facilitate improved ticketing arrangements to always allow the cheapest fare available for any route;
- consideration to new policies to encourage the removal of freight from road to rail;
- no reduction in the East/West to the Peninsula through services to Penzance and direct services to Bristol, Taunton and Tiverton; and

- the need to seek the views of Travel Watch SW of which the County Council was a member.

It was **MOVED** by Councillor Ball, **SECONDED** by Councillor Squires and

**RESOLVED** that above observation and views be considered as part of the County Council's repose to the consultation.

\* **18**      **Devon and Exeter Rail Project Working Party - Future arrangements**

(Mr R Burningham, Partnership Officer, attended on behalf of the Devon and Cornwall Rail Partnership and spoke to this item at the invitation of the Working Party).

The Working Party considered the Report of the Head of Planning, Transportation and Environment (PTE/18/29) on proposed future arrangements and management of the group including options outside of the County Council committee structure. Members noted the advantages of a new forum with wider representation, scope (to include for example the Salisbury to Exeter Line Consortium) and flexibility. A new Forum would be supported by the Devon and Cornwall Partnership and reporting to its constituent groups.

It was **MOVED** by Councillor R Prowse, **SECONDED** by Councillor Deed and

**RESOLVED** that the Cabinet be recommended that this Working Party develop into a Forum working with the Devon and Cornwall Rail Partnership to allow greater flexibility for example over the frequency of meetings, voting arrangements and agenda items, to be supported by Devon and Exeter Rail Partnership outside of the formal County Council committee structure.

\* **19**      **Next Meeting**

Friday, 18 January 2019 at 1.30 pm (to be the last meeting before the proposed establishment of a new Forum).

The Meeting started at 1.30 pm and finished at 3.40 pm



## FARMS ESTATE (INTERVIEWING) COMMITTEE

23 July 2018

Present:-

County Councillors

Councillors R Edgell (Chair), J Brook and A Dewhirst

Co-opted Members

Mrs L Warner (Tenant's representative)

\* **48**      **Items Requiring Urgent Attention**

There was no item raised as a matter of urgency.

\* **49**      **Exclusion of the Press and Public**

**RESOLVED** that the press and public be excluded from the meeting for the following items of business under Section 100(A)(4) of the Local Government Act 1972 on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 1, 2 and 3 of Schedule 12A of the Act, namely information relating to, and which was likely to reveal the identity of, tenants and information relating to the financial or business affairs of tenants and the County Council and, in accordance with Section 36 of the Freedom of Information Act 2000, by virtue of the fact that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

\* **50**      **Farm Relettings: Prixford Barton Farm, Marwood and East Catkill Farm, Rose Ash**

*(An item taken under Section 100A(4) of the Local Government Act 1972 during which the press and public were excluded, no representations having been received to such consideration under Regulation 5(5) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012)*

(a)      Prixford Barton Farm, Marwood

The Head of Digital Transformation and Business Support reported on the circumstances of this reletting.

The Committee then considered the rent for the holding and interviewed prospective tenants.

It was **MOVED** by Councillor Dewhirst, **SECONDED** by Councillor Edgell and

**RESOLVED** that the tenancy of Prixford Barton Farm, Marwood be offered to Mr SW on the terms and conditions proposed.

(b)      East Catkill Farm, Rose Ash

The Head of Digital Transformation and Business Support reported on the circumstances of this reletting.

The Committee then considered the rent for the holding and interviewed prospective tenants.

It was **MOVED** by Councillor Brook, **SECONDED** by Councillor Dewhirst and

# Agenda Item 14b

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FARMS ESTATE COMMITTEE  
23/07/18

**RESOLVED** that the tenancy of East Catkill Farm, Rose Ash be offered to Mr RP on the terms and conditions proposed.

## **\*DENOTES DELEGATED MATTER WITH POWER TO ACT**

The Meeting started at 9.30 am and finished at 3.00 pm

- 1. The Minutes of this Committee are published on the County Council's Website.*
- 2. These Minutes should be read in association with any Reports or documents referred to therein, for a complete record.*
- 3. Members of the Council have been granted a dispensation to allow them to speak and vote in any debate as a consequence of being a representative of the County Council on any County Council wholly owned, controlled or joint local authority company or Joint Venture Partnership unless the matter under consideration relates to any personal remuneration or involvement therein.*

| <b>SCHEDULE OF CABINET MEMBER DECISIONS TAKEN SINCE PREVIOUS MEETING</b>                                    |                                                                                                                                                                                                                                                             |                       |
|-------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
| <b>Cabinet Remit/Officer</b>                                                                                | <b>Matter for Decision</b>                                                                                                                                                                                                                                  | <b>Effective Date</b> |
| Infrastructure, Development and Waste                                                                       | Approval of the Cullompton Eastern Relief Road scheme to be taken to Public Consultation in partnership with Mid Devon District Council (MDDC),                                                                                                             | 18 July 2018          |
|                                                                                                             | Approval to the Council's response to the Department for Transport's consultation on the future specification of the Cross Country Rail franchise                                                                                                           | 6 August 2018         |
|                                                                                                             | Approval to declare surplus and dispose of the In Vessel Compost plant infrastructure currently sited on land at Broadpath and Deepmoor                                                                                                                     | 14 August 2018        |
| Children's Services & Schools                                                                               | Approval to increase day places at Marland School from 36 to 66 and approve a change to the age range for the day provision from 8-16 to 6-16 with effect from September 2018.                                                                              | 18 July 2018          |
|                                                                                                             | Approval for the Head of Education and Learning, in consultation with the Cabinet Member for Children's Services and Schools, to be given delegated power to make a recommendation to the Regional Schools Commissioner on the Council's preferred sponsor. | 25 July 2018          |
| Community, Public Health, Transportation & Environmental Services and Infrastructure, Development and Waste | Approval to a sole tender received for the local bus service contract TN/193, Bovey Tracey - Haytor Vale - Ilsington - Liverton - Bickington - Newton Abbot                                                                                                 | 13 July 2018          |
| Economy & Skills                                                                                            | Approval to the Council acting as agent for the development of a new research building on Exeter Science Park, with our Joint Venture Partner NPS providing the programme management service                                                                | 6 August 2018         |
|                                                                                                             | Approval to an amendment of the Council's Fees and Charges 2018/19 for the Trading Standards Service,                                                                                                                                                       | 21 August 2018        |

**The Registers of Decisions will be available for inspection at meetings of the Cabinet or, at any other time, in the Democratic Services & Scrutiny Secretariat, during normal office hours. Contact details shown above.**

**In line with the Openness of Local Government Bodies Regulations 2014, details of Decisions taken by Officers under any express authorisation of the Cabinet or other Committee or under any general authorisation within the Council's Scheme of Delegation set out in Part 3 of the Council's Constitution may be viewed at <https://new.devon.gov.uk/democracy/officer-decisions/>**





# DEVON COUNTY COUNCIL

## COUNCIL/CABINET FORWARD PLAN

In line with the public's general rights of access to information and the promotion of transparency in the way which decisions are taken by or on behalf of the Council, Devon County Council produces a Forward Plan of any Key Decisions to be taken by the Cabinet and any Framework Decisions to be made by the County Council. The Plan normally covers a period of a minimum of four months from the date of publication and is updated every month.

The County Council has defined key decisions as those which by reason of their strategic, political or financial significance or which will have a significant effect on communities in more than one division are to be made by the Cabinet or a Committee of the Cabinet. Framework Decisions are those decisions, which, in line with Article 4 of the Council's Constitution must be made by the County Council.

The Cabinet will, at every meeting, review its forthcoming business and determine which items are to be defined as key decisions and the date of the meeting at which every such decision is to be made, indicating what documents will be considered and where, in line with legislation, any item may exceptionally be considered in the absence of the press and public. The revised Plan will be published immediately after each meeting. *Where possible the County Council will attempt to keep to the dates shown in the Plan. It is possible that on occasion may need to be rescheduled.* Please ensure therefore that you refer to the most up to date Plan.

An up to date version of the Plan will available for inspection at the Democratic Services & Scrutiny Secretariat in the Office of the County Solicitor at County Hall, Topsham Road, Exeter (Telephone: 01392 382264) between the hours of 9.30am and 4.30am on Mondays to Thursdays and 9.30am and 3.30pm on Fridays, free of charge, or on the County Council's web site, 'Information Devon', (<http://www.devon.gov.uk/dcc/committee/>) at any time.

Copies of Agenda and Reports of the Cabinet or other Committees of the County Council referred to in this Plan area also on the Council's Website at (<http://www.devon.gov.uk/dcc/committee/mingifs.html>)

## FORWARD PLAN

All items listed in this Forward Plan will be discussed in public at the relevant meeting, unless otherwise indicated for the reasons shown

Any person who wishes to make representations to the Council/Cabinet about (a) any of the matters proposed for consideration in respect of which a decision is to be made or (b) whether or not they are to be discussed in public or private, as outlined below, may do so in writing, before the designated Date for Decision shown, to The Democratic Services & Scrutiny Secretariat, County Hall, Exeter, EX2 4QD or by email to: [members.services@devon.gov.uk](mailto:members.services@devon.gov.uk)

### PART A - KEY DECISIONS

(To Be made by the Cabinet)

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| Date of Decision | Matter for Decision                                                                                                                                                                                             | Consultees                          | Means of Consultation**                       | Documents to be considered in making decision                                                                                                                                                                    | County Council Electoral Division(s) affected by matter |
|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|-----------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------|
|                  | <i>Regular / Annual Matters for Consideration</i>                                                                                                                                                               |                                     |                                               |                                                                                                                                                                                                                  |                                                         |
| February 2019    | Admission Arrangements and Education Travel Review: Approval to admission arrangements for subsequent academic year                                                                                             | Schools, GBs and Phase Associations | Formal consultation and Devon Education Forum | Report of the Chief Officer for Childrens Services outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                             | All Divisions                                           |
| 8 February 2019  | Target Budget: Target Budget: Impact of the Provisional Local Government Settlement for forthcoming year on the preparation of that year's budget and affirmation/re-affirmation of service expenditure targets | N/A                                 | N/A                                           | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                 | All Divisions                                           |
| 10 April 2019    | County Road Highway Maintenance Capital Budget<br>Update on current years programmes and approval of schemes and proposed programmes for forthcoming financial year                                             | N/A                                 | N/A                                           | Report of the Chief Officer for Highways, Infrastructure Development and Waste outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | All Divisions                                           |

|                                           |                                                                                                                                                                                                          |                                                                                                                                                                |                                                                     |                                                                                                                                                                                                                  |                                                         |
|-------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------|
| 10 April 2019                             | County Road Highway Maintenance Revenue Budget and On Street Parking Account Allocation of highway maintenance funding allocated by the Council in the budget for the current/forthcoming financial year | N/A                                                                                                                                                            | N/A                                                                 | Report of the Chief Officer for Highways, Infrastructure Development and Waste outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | All Divisions                                           |
| <i>Specific Matters for Consideration</i> |                                                                                                                                                                                                          |                                                                                                                                                                |                                                                     |                                                                                                                                                                                                                  |                                                         |
| 12 September 2018                         | Sherford Main Street: Approval to Obtain Tenders                                                                                                                                                         | Community and Stakeholders as part of planning process and Highways England, Plymouth City Council, and South Hams District Council as part of design process. | Community and Stakeholder consultation as part of planning process. | Report of the Head of Planning, Transportation and Environment outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                 | Bickleigh & Wembury; Ivybridge; South Brent & Yealmpton |
| 12 September 2018                         | Budget Monitoring: Month 4 Approval of Month 10 Report and actions arising                                                                                                                               | n/a                                                                                                                                                            | n/a                                                                 | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                 | All Divisions                                           |
| 10 October 2018                           | Sidmouth Surface Water Flood Improvements                                                                                                                                                                | East Devon District Council, Sidmouth Town Council, South West Water, Environment Agency and relevant landowners                                               | Meetings and Reports                                                | Report of the Head of Planning, Transportation and Environment outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                 | Sidmouth                                                |

|                                              |                                                                                      |                              |     |                                                                                                                                                                                                                                             |               |
|----------------------------------------------|--------------------------------------------------------------------------------------|------------------------------|-----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| Between 10 October 2018 and 14 November 2018 | Street Lighting Policy and Contract                                                  | TBA                          | TBA | Report of the Chief Officer for Highways, Infrastructure Development and Waste outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                            | All Divisions |
| 10 October 2018                              | Foster Carer Allowances                                                              | Foster Carers / Stakeholders | YES | Report of the Head of Children's Social Care (Deputy Chief Officer) outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                       | All Divisions |
| 10 October 2018                              | Sufficiency Strategy                                                                 | TBC                          | TBC | Report of the Chief Officer for Childrens Services outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                        | All Divisions |
| 10 October 2018                              | Crisis Care                                                                          | tbc                          | tbc | Report of the Head of Commissioning, Chief Officer for Childrens Services outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                 | All Divisions |
| 10 October 2018                              | Edge of Care                                                                         | tbc                          | tbc | Report of the Chief Officer for Childrens Services, Head of Children's Social Care (Deputy Chief Officer) outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | All Divisions |
| 10 October 2018                              | Promoting independence in Devon: Our Vision, 5 year Plan and Annual Report for 2017" |                              |     | Report of the Head of Adult Commissioning and Health outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                      | All Divisions |
| 10 October 2018                              | Adult Services Market Sufficiency                                                    |                              |     | Report of the Head of Adult Commissioning and Health outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                      | All Divisions |
| 10 October 2018                              | Disabilities Delivery Plan                                                           |                              |     | Report of the Head of Adult Commissioning and Health outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                      | All Divisions |

|                  |                                                                                                                                                                                                                         |     |     |                                                                                                                                                                                                                          |               |
|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| 10 October 2018  | Community Health & Care Contract<br><i>[NB: Item may contain information about the financial and business affairs of the Council that may need to be discussed in the absence of the press and public]</i>              | tbc | tbc | Report of the Head of Commissioning, Chief Officer for Childrens Services outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.              | All Divisions |
| 10 October 2018  | Land at Exeter Science Park<br><i>[NB: Item may contain information about the financial and business affairs of the Council and another party that may need to be discussed in the absence of the press and public]</i> |     |     | Report of the Chief Officer for Communities, Public Health, Environment and Prosperity outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | Broadclyst    |
| 14 November 2018 | Budget Monitoring: Month 6<br>Approval of Month 8 Report and actions arising                                                                                                                                            | n/a | n/a | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                         | All Divisions |
| 12 December 2018 | Accommodation Strategy                                                                                                                                                                                                  |     |     | Report of the Head of Adult Commissioning and Health outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                   | All Divisions |
| January 2019     | Budget Monitoring: Month 8<br>Approval to Month 2 Report and actions arising                                                                                                                                            | n/a | n/a | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                         | All Divisions |
| 8 February 2019  | Children and Young People Plan<br>Approval to Children & Young People's Plan for 2018 onwards                                                                                                                           |     |     | Report of the Chief Officer for Childrens Services outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                     | All Divisions |
| 13 March 2019    | Budget Monitoring: Month 10<br>Approval of Month 4 Report and actions arising                                                                                                                                           | n/a | n/a | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                         | All Divisions |

| <b>PART B -FRAMEWORK DECISIONS</b><br>(Requiring approval of the County Council) |                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                |                                                                                         |                                                                                                                                                                  |                                                                |
|----------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------|
| <b>Date of Decision</b>                                                          | <b>Matter for Decision</b>                                                                                                                                                                                                                                                                                                                                                                    | <b>Consultees</b>                                                              | <b>Means of Consultation**</b>                                                          | <b>Documents to be considered in making decision</b>                                                                                                             | <b>County Council Electoral Division(s) affected by matter</b> |
| 15 January 2019<br><br>14 February 2019                                          | Pay Policy Statement<br>Recommendation to County Council in February of each year to approve, in accordance with the provisions of the Localism Act 2011 of the Councils Annual Pay Policy Statement setting out its policy for each financial year relating to remuneration of Chief Officers and other employees and the relationship between the pay of chief officers and other employees | Appointments & Remuneration Committee                                          | Public Meeting                                                                          | Report of the County Solicitor outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | All Divisions                                                  |
| 8 February 2019<br><br>14 February 2019                                          | Revenue Budget, Medium Term Financial Strategy & Capital Programme for next subsequent financial year and beyond                                                                                                                                                                                                                                                                              | Public, Stakeholders, Trades Unions, Business and Voluntary Sectors and public | Statutory consultations, meetings, fora and public meetings, correspondence and website | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | All Divisions                                                  |

## PART C - OTHER MATTERS

(i.e. Neither Key Nor Framework Decisions)

| Date of Decision                                                                         | Matter for Decision                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Consultees                                                                                                       | Means of Consultation** | Documents to be considered in making decision                                                                                                                                                                         | County Council Electoral Division(s) affected by matter |
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|                                                                                          | <i>Regular / Annual Matters for Consideration</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                  |                         |                                                                                                                                                                                                                       |                                                         |
| Between 12 September 2018 and 31 December 2019                                           | Standing Items, as necessary (Minutes, References from Committees, Notices of Motion and Registers of Delegated or Urgent Decisions)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | As necessary                                                                                                     |                         | Report of the outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                                                       | All Divisions                                           |
| Between 12 September 2018 and 1 May 2021<br><br>Between 12 September 2018 and 1 May 2021 | Standing items on the future management, occupation, use and improvement of individual holdings and the estate, monitoring the delivery of the Budget & the Estate Useable Capital Receipts Reserve in line with the approved policy and budget framework<br><i>[NB: Items relating to the letting or occupancy of individual holdings may contain information about, or which is likely to reveal the identity of, an applicant for a holding and about the financial and business affairs of the Council and any prospective or existing tenant that may need to be discussed in the absence of the press and public]</i> | To be considered at the Farms Estates Committee, including any advice of the Council's Agents NPS South West Ltd |                         | Report of the County Treasurer, Head of Digital Transformation and Business Support outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | All Divisions                                           |
| 10 October 2018                                                                          | Annual Childcare Sufficiency Report: Endorsement of Annual report outlining how the Council is meeting its statutory duty to secure sufficient early years and childcare places and identifying challenges and actions for the coming year in relation                                                                                                                                                                                                                                                                                                                                                                      | Interested parties and partners and schools and parents                                                          |                         | Report of the Head of Education and Learning outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                                        | All Divisions                                           |

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| 12<br>December<br>2018                    | Treasury Management Stewardship - Mid Year Position                                                                          | N/A                                   | N/A | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                | All Divisions |
| 12<br>December<br>2018                    | Devon Safeguarding Adults Board Annual Report 2017/18<br>To receive the Annual Report of the Devon Safeguarding Adults Board | N/A                                   | N/A | Report of the Chair of the Safeguarding Board outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary. | All Divisions |
| 8<br>May<br>2019                          | Approval to Revenue & Capital Outturn, for the preceding financial year                                                      | N/A                                   | N/A | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                | All Divisions |
| 10<br>July<br>2019                        | Treasury Management Stewardship Outturn Report                                                                               | Corporate Services Scrutiny Committee | n/a | Report of the County Treasurer outlining all relevant considerations, information and material including any equality and / or impact assessments, as necessary.                | All Divisions |
| <i>Specific Matters for Consideration</i> |                                                                                                                              |                                       |     |                                                                                                                                                                                 |               |