

*County Council
Thursday, 25th July, 2019*

NOTES FOR VISITORS

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

SatNav – Postcode EX2 4QD

Walking and Cycling Facilities

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

Access to County Hall and Public Transport Links

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

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

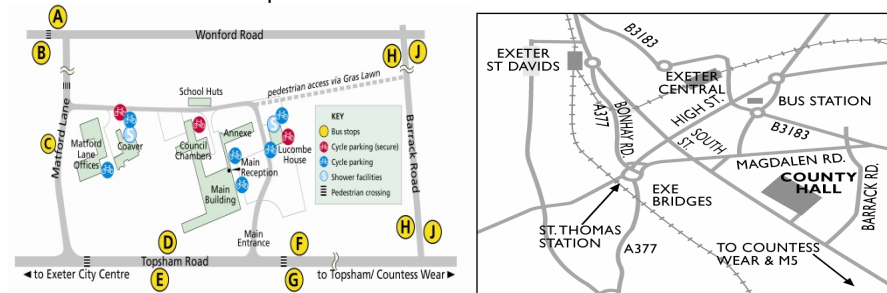
Car Sharing

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

Car Parking and Security

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

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



NB   Denotes bus stops

Fire/Emergency Instructions

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

First Aid

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



DEVON COUNTY COUNCIL

To: Members of Devon County Council

County Hall
Exeter
EX2 4QD

17 July 2019

Your attendance is requested at the Meeting of the Devon County Council to be held at County Hall, Exeter on Thursday, 25th July, 2019 at 2.15 pm.

A handwritten signature in black ink, appearing to read "Phil Dorney".

Chief Executive

[Prayers will be offered by the Reverend David Fletcher of St Peter and St Mary Magdalene church, at **2.10pm**, prior to the commencement of the meeting. All Members are welcome to attend].

A G E N D A

1 Apologies for Absence

2 Minutes (Pages 1 - 14)

To approve as a correct record and sign the minutes of the meeting held on 23rd May 2019.

3 Announcements

4 Items Requiring Urgent Attention

5 Devon Youth Parliament

Members to receive a presentation on the role and activities of the Youth Parliament.

6 Public Participation: Petitions, Questions and Representations

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

7 Petitions from Members of the Council

8 Questions from Members of the Council

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

FRAMEWORK DECISION

NIL

OTHER MATTERS

9 Cabinet Member Reports

To consider reports from Cabinet Members.

10 Minutes

To receive and approve the Minutes of the under mentioned Committees

- a** Audit Committee - 21 May 2019 (Pages 15 - 18)
- b** Development Management Committee - 5 June 2019 (Pages 19 - 20)
- c** Standards Committee -10 June 2019 (Assessment Sub Committee) and 16 July 2019 (Pages 21 - 22)

The minutes of the Standards Meeting on 16th July 2019 will be published [here](#) shortly.
- d** Appeals Committee - 17 June 2019 and 15 July 2019 (Pages 23 - 24)

The Minutes of the Meeting held on 15 July 2019 will be published [here](#) shortly.
- e** Investment and Pension Fund Committee - 28 June 2019 (Pages 25 - 30)
- f** Public Rights of Way Committee - 4 July 2019 (Pages 31 - 34)
- g** Procedures Committee - 9 July 2019 (Pages 35 - 38)
- h** Children's Scrutiny Committee - 10 June 2019 (Pages 39 - 46)
- i** Health and Adult Care Scrutiny Committee - 18 June 2019 (Pages 47 - 52)
- j** Corporate Infrastructure and Regulatory Services Scrutiny Committee - 25 June 2019 (Pages 53 - 58)

NOTICES OF MOTION

11 Free Personal Care (Minute 207 - 23 May 2019)

To receive and consider the recommendations of the Cabinet (Minute 360(a)) as an amendment to the following Notice of Motion submitted previously to the Council by Councillor Biederman and referred thereto in accordance with Standing Order 8(2), namely;

Devon County Council notes that over a million older people in England are struggling with unmet care needs and believes that in light of an ageing population we need bold changes to deliver a long term funding solution for social care.

Devon County Council believes that it is fundamentally unfair that to access basic care many older people face catastrophic costs that can run into hundreds of thousands of pounds, wipe out a lifetime of savings, and force families to sell their homes.

Devon County Council also believes that England's care system needs major reform to provide a long-term sustainable funding solution and to make care free at the point of use.

Devon County Council therefore supports Independent Age's call for the introduction of free personal care for all older people in England, alongside a new social care contribution to fully fund the policy on a sustainable basis.

Devon County Council calls on the Government to take the necessary steps to implement this policy as swiftly as possible to end the care crisis and properly support older people in Devon.

Devon County Council also calls on our local MP(s) to support the campaign for free personal care, and to speak up in favour of the policy in the House of Commons and through their wider engagements.

Having had regard to the aforementioned, any factual briefing/position statement on the matter set out in Report CSO/19/14 and other suggestions or alternatives considered at that meeting **the Cabinet subsequently resolved:**

(a) that the Council urges the Government to publish the Adult Social Care Green Paper without further delay and, furthermore, responds to the proposals in that Green Paper when it is published and ensures that Members across the Council are engaged and can contribute to such an important issue; and

(b) that the Cabinet Member for Adult Social Care and Health Services, continue his dialogue with Devon MPs to lobby central Government for the health and care arrangements, including the workforce requirements, that are in the best interests of all adults in Devon regardless of their age or specific health and care needs.

12 10 Point Green Action Plan (Minute 208 - 23 May 2019)

To receive and consider the recommendations of the Cabinet (Minute 360(b)) as an amendment to the following Notice of Motion submitted previously to the Council by Councillor Wright and referred thereto in accordance with Standing Order 8(2), namely

This council notes its resolution on declaring a climate emergency in Devon, in February.

This council notes also that officers launched the policy on wildflower verges earlier this month. Huge congratulations to the officers who helped bring this about.

The government has now declared a state of climate emergency across the UK, following the actions of Extinction Rebellion.

Climate change and other human activity is now causing species to decline at a rate unprecedented in human history, with three-quarters of land-based environments and two-thirds of the marine environment significantly altered.

Devon County Council, with its positive record on the environment is well placed to work with others to help mitigate the catastrophe coming our way.

Therefore, this council agrees to:

- 1. Call on the government to offer all pollinators full legal protection from harm*
- 2. Write to all Devon outlets stocking bee harming pesticides, and urge them to permanently cancel their order with the suppliers*
- 3. Take action to phase out all glyphosate pesticides used in council weed spraying or any other council related activity, by December 2019 (there may be exceptional circumstances such as dealing with specific non native species, such as Japanese knotweed)*
- 4. Support Devon County Council tenant farmers in phasing out the use of inorganic fertilisers (such as nitrogen) by December 2023*
- 5. Support Devon County Council tenant farmers in setting aside 10 per cent of their land for wildlife and/or wildflower mixes for pollinators*
- 6. Work with community groups and non-government organisations such as Devon Wildlife Trust and the Woodland Trust to support Devon County Council tenant farmers to set aside five per cent of their land for tree planting*
- 7. Work with community groups and non-government organisations such as Devon Wildlife Trust and the Woodland Trust on supporting town and parish councils, schools and community groups to set aside land for tree planting*
- 8. Develop a policy on soil health good practice, with an emphasis on allowing land to recover and phasing out damaging chemicals, which are ultimately sterilising the land. This would include setting appropriate and reasonable targets for Devon County Council tenant farmers*
- 9. Work with South West Water on a campaign to save water across the county, with an emphasis on education about future water scarcity. Specifically target town and parish councils, community groups and schools to raise awareness of the importance of good water practice*
- 10. Support Devon Wildlife Trust's campaign by calling on the Environment Secretary to allocate a further eight Marine Conservation Zones to Devon's waters. Details can be found on the DWT website - <https://www.devonwildlifetrust.org/take-action/marine-conservation-zones>*

Having had regard to the aforementioned, any factual briefing/position statement on the matter set out in Report CSO/19/14 and other suggestions or alternatives considered at that meeting **the Cabinet subsequently resolved:**

(a) that the Council endorse the principle of further action by Devon County Council to address environmental issues in line with the global concerns highlighted through relevant intergovernmental panels; and

(b) mandates the Environmental Performance Board to consider how relevant

issues raised by the 10 Point Green Action Plan might be addressed through relevant changes or additions to its suite of action plans, in the light of the opportunities and constraints highlighted by Appendix 1 of Report (CSO/19/14).

13 Community Waste Reduction and Recycling Organisations (Minute 209 - 23 May 2019)

To receive and consider the recommendations of the Cabinet (Minute 360(c)) as an amendment to the following Notice of Motion submitted previously to the Council by Councillor Hodgson and referred thereto in accordance with Standing Order 8(2), namely

Full Council recognises the valuable and considerable contribution community groups and associated enterprises make towards waste reduction and recycling. To this end it commits to continued financial support where a waste project has proved successful in supporting the delivery of the Council's waste services in line with its policies and priorities. Full Council further recognises that continued financial support can be vital to the viability of such organisations

The recent public consultation on the Reuse Credit Scheme (RCS) demonstrated the success and popularity of the three main community organisations who deliver these services and divert an extensive tonnage of waste from landfill for less than £50,000 p.a. These organisations have made a clear case that DCC financial support for their services is essential to their continued viability.

(when DCC ceased its funding of the large number of community composting groups, and reduced the landfill tax support it paid them for diverting waste - approximately 60 groups at the time- over half of them ceased to operate within 12 months; resulting in a major reduction in the volume of biodegradable waste being diverted from landfill)

Having had regard to the aforementioned, any factual briefing/position statement on the matter set out in Report CSO/16/14 and other suggestions or alternatives considered at that meeting **the Cabinet subsequently resolved:**

'that the Council take no further action at this time, but that the Cabinet Member for Infrastructure Development and Waste considers the Notice of Motion alongside the results of the consultation and the priorities of Devon Authorities Strategic Waste Committee, when the matter is considered by that Committee'.

14 **Future of the Post Office**

Councillor Hannaford to move:

Council notes with concern that;

Britain's 11,500 post office branches are facing mounting financial pressures. It is claimed financial pressures have already forced up to 1,000 out of business. More customers are now going online to buy stamps and parcels for postage. More people are also using the web to pay bills and to use government services. Government subsidies for remote post office branches have already fallen from £415million in 2013-14 to £99million in 2017-18. Under current plans this will fall further to £50million in 2020-21 before being stopped completely. At the moment Post Office Limited, which is owned by the Government, replaces branches when they shut, but campaigners have warned that the rate of closures in the coming years will make this impossible.

This Council believes that:

Our post offices are a key asset for the community, and the expertise and experience of staff there is invaluable. The relentless franchising and closure programme of the profit-making Crown post Offices, points to a lack of vision rather than the plan for growth and innovation that is needed. Government should therefore halt these closures and bring together stakeholders, including the CWU, industry experts, and business leaders, to develop a new strategy that safeguards the future of the Post office.

Therefore, Council resolves;

To formally write to the Prime Minister, the Secretary of State for Business Energy and Industrial Strategy, the Chancellor of the Exchequer, and all our local Members of Parliament, calling on the Government to guarantee their future. We are calling for the network to be properly funded, with a full range of services over the counter for those who are not online, and better support for the development of community hub models.

15 **Boosting South West Railway Investment**

Councillor Hannaford to move:

*Council is concerned that the **£56 billion HS2** rail scheme has little or no direct economic, social or infrastructure benefits for the South West region.*

Council considers that the existing rail links between London, Birmingham, Leeds and Manchester are already good, if not excellent, and in stark comparison to the far South West, that has dated and frail rail connections, that badly need new substantial strategic investment.

Council notes the recent report by the New Economics Foundation "A Rail Network For Everyone – Probing HS2 And Its Alternatives", that includes rerouting the current HS2 funding to other regional rail improvements to improve local connectivity across the UK.

Council further notes other recent professional reports, representations and cross

party discussions at Parliament, that have also recommended this move to invest in alternative railway investment away from HS2.

As part of this process Council supports that reallocation of HS2 funds for the following **local projects**:

- Improve connectivity to **Bristol Temple Meads** - to boost this transport hubs rail links - **£125m**
- Rebuild **Cullompton Station** – lost since 1964, connecting the town to Exeter and Bristol, in tandem with the proposed 5,000 new homes at the garden village - **£15m**
- **Exeter to Plymouth via Okehampton** - to improve sustainability, resilience, and green travel, in line with the ongoing substantial new housing developments - **£500m**
- **Cross Cornwall Rail Link** – to improve links between East and West Cornwall - **£125m.**
- Reopen the **Bodmin to Wadebridge** railway line – to convert the community line back into more active service - **£125m.**

And the national scheme to **build cycle paths next to motorways and A roads**, to create **7,600 miles** of new routes to boost cycling - **£1.82bn.**

Council resolves to make formal representations to the **Parliamentary Transport Committee**, the **Secretary of State for Transport**, the **Chancellor**, the **Prime Minister** and all **local Members of Parliament** to support this reallocation of strategic infrastructure investment, and work with other key regional partners to move matters forward.

16 Appledore Shipyard Renationalisation

Councillor Hannaford to move:

Council notes that Appledore Shipyard has a long and proud history of building and repairing vessels, and general engineering work since its founding in 1855.

Council is gravely concerned that despite having a highly skilled, dedicated and innovative local work force the shipyard remains closed.

Council reflects that this area of Devon has high levels of child poverty, poor infrastructure and very high rates of rural poverty generally, all of which require more public investment and intervention.

Council calls on the Government to renationalise Appledore Shipyard and fully integrate the site and its operations into the Ministry of Defence, to secure its long term future, ensure that defence capacity and resilience are maintained and provide employment and propriety to the local community and the wider county of Devon.

17 **Veterans Pledge**

Councillor Scott to move:

This Council supports and urges the Government and new Prime Minister to implement the Veterans Pledge and legislate to:

- 1) create an Office of Veterans Affairs within the Cabinet Office, with a Cabinet-level Minister, to ensure world-class care and support for former Armed Forces personnel;*
- 2) enshrine the Military Covenant into law, so that no veteran or their family should ever face any disadvantage because of their service for this country; and*
- 3) end vexatious investigations into historical allegations against our troops - including in Northern Ireland - to be passed before the next General Election.*

Minutes of the Cabinet, Health & Wellbeing Board and Devon Pension Board do not form part of this agenda but can be accessed as follows

Cabinet-<http://democracy.devon.gov.uk/ieListMeetings.aspx?CId=133&Year=0>

Health & Wellbeing Board-

<http://democracy.devon.gov.uk/ieListMeetings.aspx?CId=166&Year=0>

Devon Pension Board-<http://democracy.devon.gov.uk/ieListMeetings.aspx?CId=185&Year=0>

Access to Information

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

Agenda and decisions of the Council, the Cabinet and of any Committees contained herein, together with the Health & Wellbeing Board and the Devon Pension Board referred to above, are published on the County Council's Website and can be accessed via the Modern.Gov App, available from all the usual stores.

Interests

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

Questions from Councillors

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

Public Participation

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

Alternatively, any member of the public who lives in the area served by the County Council may make oral representations on any matter relating to the functions of the Council. Such representations will be limited to 3 minutes, within the overall time allowed of 30 minutes. If you wish to make such a representation, you should, via email or letter, submit a brief outline of the points or issues you wish to raise before 12 noon 4 working days before the meeting takes place. The name of the person making the representation will be recorded in the minutes.

For further details please contact Karen Strahan on 01392 382264 or look at our [website](#)

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.

Emergencies

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

Mobile Phones

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

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



Induction loop system available

Council Chamber Seating

MAY 2019

