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To: The Chair and Members
of the Cabinet

County Hall
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Date: 1 March 2022

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CABINET

Wednesday, 9th March, 2022

A meeting of the Cabinet is to be held on the above date at 10.30 am in the Council Chamber to consider the following matters.

Phil Norrey
Chief Executive

A G E N D A

PART I - OPEN COMMITTEE

1 Apologies for Absence

2 Minutes

Minutes of the meeting held on 11 February 2022 (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 Budget Monitoring - Month 10 (Pages 1 - 4)

Report of the Director of Finance (DF/22/37) outlining the Budget Monitoring position at Month 10, attached.

Electoral Divisions(s): All Divisions

- 8 Stover Park - Approval of funding bid to the National Lottery Heritage Fund for Restoring the Park (Pages 5 - 54)

Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/22/8) seeking approval of a funding bid to the National Lottery Heritage Fund for restoring Stover Park, attached.

An Impact Assessment is also attached for the attention of Members at the meeting but is also available at [Stover Park Restoration - Impact Assessment \(devon.gov.uk\)](https://www.devon.gov.uk/stover-park-restoration-impact-assessment).

Electoral Divisions(s): Bovey Rural

- 9 Approval of Improvement to Cedars Junction, Barnstaple (Pages 55 - 86)

Report of the Head of Planning, Transportation and Environment (PTE/22/8) seeking approval for Improvements to Cedars Junction in Barnstaple, attached.

An Impact Assessment is also attached for the attention of Members at the meeting and can also be found at [Cedars Crossing – Impact Assessment February 2022](#).

Electoral Divisions(s): Fremington Rural

10 Flood Risk Management Action Plan 2022/2023 (Pages 87 - 104)

Report of the Head of Planning, Transportation and Environment (PTE/22/9) on the Flood Risk Management Action Plan, attached.

The Impact Assessment had been previously circulated and could be found at <https://www.devon.gov.uk/impact/flood-risk-management-strategy/>, noting that individual schemes would require separate assessments at the appropriate time.

Electoral Divisions(s): All Divisions

11 Managing Big Problems in Small Places in Rapid Response type Catchments: Approval to submit Outline Business Case to deliver a Flood Resilience Partnership project across Devon funded by the government's Flood & Coastal Resilience Innovation Programme (Pages 105 - 126)

Report of the Head of Planning, Transportation and Environment (PTE/22/10) seeking approval to submit an Outline Business Case to deliver a Flood Resilience Partnership project across Devon (funded by Government's Flood & Coastal Resilience Innovation Programme), attached.

An Impact Assessment is also attached for the attention of Members at the meeting and can also be found at [Flood Resilience: Managing Big Problems in Small Places Project - Impact Assessment \(devon.gov.uk\)](#).

Electoral Divisions(s): All Divisions

MATTERS REFERRED

12 Health and Adult Care Scrutiny - Motor Neurone Disease (MND) Charter

At its meeting on 20th January 2022 and in accordance with Standing Order 23(2), Councillor L Hellyer had asked that the Committee consider the Motor Neurone Disease (MND) Charter to recommend a reference to the Cabinet to ask the Council to adopt the Charter. The Committee RESOLVED that the Cabinet be requested to approve the following:

- (a) that Council adopts the Motor Neurone Disease Charter.
- (b) that Council encourages the District Councils in Devon to adopt the Charter.
- (c) that Council asks the relevant Cabinet Member(s) to ensure the Council's services and facilities are delivered in accordance with the Charter.
- (d) That the Council's communications team promotes the adoption of the Charter, and promotes how the Council's services and facilities are accessible.

Recommendations

(a) that Cabinet note the five points of the Motor Neuron Disease Charter absolutely chime with how adults and childrens social care in Devon and across the country is delivered, and how together we approach everyone with care and support needs as a result of any condition, disease or injury that they may have been born with or acquired. This also includes supporting those caring for others with any condition, disease or injury. We do this in collectively across our wider health and care partnerships and beyond.

The five points of the Motor Neurone Disease Charter are:

1. The right to an early diagnosis and information
2. The right to access quality care and treatments
3. The right to be treated as individuals and with dignity and respect
4. The right to maximise their quality of life
5. Carers of people with MND have the right to be valued, respected, listened to and well-supported.

(b) that Cabinet note there are no additional resource implications from adopting the charter as it states quality of practice and approach that is part of 'business as usual' within Devon County Council; and

(c) that Cabinet be recommended to adopt the Charter and accept all the recommendations made by the Health and Adult Care Scrutiny Committee.

Electoral Divisions(s): All Divisions

13 East Devon Highways and Traffic Orders Committee - A3052: Speed Limits and Facilities for Active Travel - Greendale to Cat & Fiddle

At the East Devon Highways and Traffic Orders Committee on 14 February 2022, the Committee considered the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/22/4) related to the A3052: Speed Limits and Facilities for Active Travel - Greendale to Cat & Fiddle. The Committee RESOLVED (a) that Cabinet be requested to support an extension of the 40mph speed limit to the eastern boundary of the Cat and Fiddle (minute *24 refers).

Recommendation

That the matter be deferred pending a site visit for the Cabinet Member for Highway Management to meet the local Members, police, and road safety officers.

Electoral Divisions(s): Broadclyst

14 Notices of Motion (Pages 127 - 144)

The following Notices of Motion submitted to the County Council by the following Councillors have been referred to the Cabinet in accordance with Standing Order 8(2) for consideration, to refer it to another Committee or make a recommendation back to the Council:

- (a) Neonicotinoid Ban (Councillor Brazil)
- (b) Cost of Living Crisis (Councillor Hannaford)
- (c) Motion for the Ocean – Ocean Recovery Declaration (Councillor Aves)

Electoral Divisions(s): All Divisions

STANDING ITEMS

15 Question(s) from Members of the Public

16 Minutes

Minutes of the bodies shown below are circulated herewith for information or endorsement as indicated therein (i.e. any unstarred minutes):

- a Standing Advisory Council on Religious Education - 17th February 2022 (Pages 145 - 148)

[NB: Minutes of [County Council Committees](#) are published on the Council's Website:

17 Delegated Action/Urgent Matters

The Register of Decisions taken by Members under the urgency provisions or delegated powers is available on the website in line with the Council's Constitution and Regulation 13 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012. The decisions taken and associated information can be found [here](#).

18 Forward Plan (Pages 149 - 160)

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.

The [Forward Plan is available on the Council's website](#).

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

19 Exclusion of the Press and Public

Recommendation: 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 Paragraph 3 of Schedule 12A of the Act namely, the financial and business affairs of both the Joint Venture Company and of 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 outweighs the public interest in disclosing the information.

Electoral Divisions(s): All Divisions

20 Part 2 - Skypark Development Partnership Joint Venture – Update to Proposals
(Pages 161 - 172)

(An item to be considered by the Cabinet in accordance with the Cabinet Procedure Rules and Regulation 5 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, no representations having been received to such consideration taking place under Regulation 5(5) thereof)

Report of the Head of Economy, Enterprise and Skills (EES/22/2) giving an update on previously agreed proposals relating to the Skypark Development Partnership Joint Venture and seeking approvals to move forward, attached for Members of the Cabinet.

Electoral Divisions(s): Broadclyst

Members are reminded that Part II Reports contain exempt information and should therefore be treated accordingly. They should not be disclosed or passed on to any other person(s). They need to be disposed of carefully and should be returned to the Democratic Services Officer at the conclusion of the meeting for disposal.

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In relation to Highways and Traffic Orders Committees, any member of the District Council or a Town or Parish Councillor for the area covered by the HATOC who is not a member of the Committee, may attend and speak to any item on the Agenda with the consent of the Committee, having given 24 hours' notice.

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Declarations of Interest for Members of the Council

It is to be noted that Members of the Council 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.

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Induction Loop available

