

CABINET – DECISION NOTICE

9 March 2022

Present:-

Councillors R Croad, A Davis, R Gilbert, S Hughes, A Leadbetter, J McInnes (Vice-Chair), A Saywell and P Twiss

Apologies:-

Councillor J Hart

Members attending in accordance with Standing Orders 8 and 25

Councillors J Brazil, R Hannaford and S Randall-Johnson

* 1

Minutes

RESOLVED that the minutes of the meeting held on 11 February 2022 be signed as a correct record.

* 6

Budget Monitoring - Month 10

RESOLVED

(a) that the month 10 budget monitoring forecast position be noted; and

(b) that progress on the delivery of the Dedicated Schools Grant Management Plan also be noted.

* 7

Stover Park - Approval of funding bid to the National Lottery Heritage Fund for Restoring the Park

RESOLVED

(a) that the submission of the Delivery Phase grant bid to the National Lottery Heritage Fund be approved;

(b) that the submission of associated grant funding bids to National Highways, and other relevant grant aiding bodies also be approved; and

(c) that the Chief Officer for Highways, Infrastructure Development and Waste be given delegated authority, in consultation with the Cabinet Member for Climate Change, Environment and Transport, to make minor changes if necessary to the bids.

* **8** **Approval of Improvement to Cedars Junction, Barnstaple**

RESOLVED

(a) that the design and construction for a new pedestrian and cyclist crossing and associated works (plan no. 70086553-WSP-HGN-100-DR-02 in Appendix 1) and potentially additional bus priority measures with an estimated cost of £1 million on the A3125 south of the Cedars roundabout in Barnstaple be approved; and,

(b) that the Head of Planning, Transportation and Environment and the Chief Officer for Highways, Infrastructure Development and Waste in consultation with the Cabinet Member for Climate Change, Environment and Transport and relevant Local Member be given delegated authority, to make minor variations to the scheme as required.

* **9** **Flood Risk Management Action Plan 2022/2023**

RESOLVED

(a) that budgets be allocated to the Annual Flood Risk Management Plan schemes in the 2022/23 Action Plan as set out in Appendix B, noting the level of overprogramming planned; and

(b) that delegated authority be given to the Head of Planning, Transportation and Environment in consultation with the Cabinet Member for Public Health, Communities and Equality to made amendments to the Revenue and Capital allocations.

* **10** **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**

RESOLVED

(a) that Devon County Council leads a Partnership to develop an Outline Business Case to deliver a flood resilience partnership project across Devon "Managing Big Problems in Small Places in Rapid Response type Catchments";

(b) that the Head of Planning, Transportation and Environment in consultation with the Cabinet Member for Public Health, Communities and Equality be given delegated authority to approve the details of the project, allocation of funding, and the preparation of collaboration agreements with partners covering the delivery stage of the project; and

(c) that the submission of the Outline Business Case to the Environment Agency to bid for funding to the amount of £7,608,000 from the Flood &

Coastal Resilience Innovation Programme for the delivery of the project be approved, noting that the submission includes match funding secured from the County Council and partners by way of staff time and potentially financial contributions.

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

RESOLVED

(a) that the five points of the Motor Neuron Disease Charter be noted, and that they chime with how Adults and Children's 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. The Council does this collectively across the 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 acknowledges 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 the Charter be adopted and all the recommendations made by the Health and Adult Care Scrutiny Committee be accepted.

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

RESOLVED 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.

13 **Notices of Motion**

(a) Neonicotinoid Ban (Councillor Brazil)

RESOLVED that Council be recommended to endorse the spirit of this Notice of Motion given the significant environmental concerns relating to the use of neonicotinoids and calls on Government to carefully review its consideration of emergency use applications to ensure consistency with the objectives of

the National Pollinator Strategy and the 25 Year Environment Plan. It will continue to pursue relevant action in line with its Pollinator Action Plan.

(b) Cost of Living Crisis (Councillor Hannaford)

RESOLVED that that Council be recommended to

(a) note that one the Council's Strategic Plan priorities for 2021 to 2025 is to make Devon a fairer place, address poverty, health, and other inequalities, and ensure support for those people and families struggling most;

(b) agree that the Annual Plan for 2022/23 should include measures to address poverty in the light of current increases in the costs of living; and

(c) work with Plymouth City Council, Torbay Council and Team Devon in the forthcoming devolution deal negotiations with Government to devolve flexibilities and responsibilities which will help to address issues described in the Notice of Motion.

(c) Motion for the Ocean – Ocean Recovery Declaration (Councillor Aves)

RESOLVED that Council be recommended to:

(a) support the adoption of the 'Motion for the Ocean', based around the model motion advocated by the Ocean Conservation Trust, as set out in Appendix 1 to the Report; and

(b) that the Cabinet Member for Climate Change, Environment and Transport writes to the Secretary of State for the Environment to urge Government to put the ocean into net recovery by 2030.

* **15** **Minutes**

RESOLVED that the Minutes of the following be endorsed and any recommendations to Cabinet therein be approved:

Standing Advisory Council on Religious Education - 17th February 2022

* **17** **Forward Plan**

In accordance with the Council's Constitution, the Cabinet reviewed the [Forward Plan](#) and determined those items of business to be defined as key and framework decisions and included in the Plan from the date of this meeting onwards reflecting the requirements of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

* 18 **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 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.

* 19 **Part 2 - Skypark Development Partnership Joint Venture – Update to Proposals**

RESOLVED that recommendations (a) to (e), as outlined in the Report (EES/22/2), relating to progress with previous Skypark recommendations, endorsement of business plan, agreed budgetary provision (2022/2023) and intended procurement be agreed.