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To: The Chair and Members
of the Cabinet

County Hall
Topsham Road
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Date: 28 February 2023

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CABINET

Wednesday, 8th March, 2023

A meeting of the Cabinet is to be held on the above date at 10.30 am in the Committee Suite (Clinton / Fortescue) - County Hall to consider the following matters.

Donna Manson
Chief Executive

A G E N D A

PART I - OPEN COMMITTEE

1 Apologies for Absence

2 Minutes

Minutes of the meeting held on 10 February 2023 (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 - 6)

Report of the Director of Finance and Public Value (DF/23/39) on the budget monitoring position at month 10, attached.

Electoral Divisions(s): All Divisions

8 Seaton to Colyford Multi-Use Path - Approval to construct (Pages 7 - 38)

Report of the Director of Climate Change, Environment and Transport (CET/23/9) seeking approval to proceed to tender and construction on the Seaton to Colyford Multi-Use Trail, attached.

In progressing this particular scheme / proposal, an Impact Assessment has been prepared which is attached and also available on the Council's website at [Seaton to Colyford Multi-Use Trail - February 2023 - Impact Assessment \(devon.gov.uk\)](https://www.devon.gov.uk/impact/seaton-to-colyford-multi-use-trail-february-2023-impact-assessment).

Electoral Divisions(s): Seaton & Colyton

9 Flood Risk Management Action Plan 2023/2024 (Pages 39 - 90)

Report of the Director of Climate Change, Environment and Transport (CET/23/10) seeking approval for the budget allocations to support the Annual Flood Risk Management Action Plan for 2023/24 and also to highlight the achievements made by the Flood and Coastal Risk Management team in delivering the 2022/23 Action Plan, attached.

To support the development of the Local Flood Risk Management Strategy a full Impact Assessment has been completed, is attached and is also available to view on the Council's website at: <https://www.devon.gov.uk/impact/flood-risk-management-strategy/>.

Electoral Divisions(s): All Divisions

10 Education Travel Review: Approval to arrangements for subsequent academic year

Report of the Director of Children and Young People's Futures on the Education Travel Policy Review. This Report will follow.

Electoral Divisions(s): All Divisions

MATTERS REFERRED

11 Health and Adult Care Scrutiny Committee - Community Pharmacy Spotlight Review (Pages 91 - 106)

At its meeting on 20 January 2023, the Health and Adult Care Scrutiny Committee had considered the Community Pharmacy Spotlight Review (minute *90 refers) and had RESOLVED (a) that the recommendations contained within the Report of the Spotlight Review be endorsed and commended to the Cabinet; and (b) that the Report also be shared with the Integrated Care Board.

Recommendation

(a) that Cabinet welcome the Community Pharmacy Spotlight Review Report and thank the Health and Adult Care Scrutiny Committee for undertaking the review.

(b) that the recommendations be accepted and the Council are committed to working collaboratively with NHS Devon, who take over responsibility for commissioning local pharmaceutical service from NHS England on the 1st April 2023.

Electoral Divisions(s): All Divisions

12 Health and Adult Care Scrutiny Committee - Replacement Day Care Service (Pages 107 - 116)

At its meeting on 20th January 2023, the Health and Adult Care Scrutiny Committee considered a Report relating to Replacement Day Care Service which had followed a series of visits by Members to day care services to gain a better understanding on how these were working and key issues affecting services from a frontline perspective. The Health and Adult Care Scrutiny Committee had RESOLVED (a) that Cabinet receive and consider the Report, and as Adult Social Care transformation takes place, ensure that opportunities in the community are maximised to support people's independence and enable them to do the things that matter to them; and (b) that the learning from the visits be shared to inform the Committees future work programme.

Recommendation

(a) that the Health and Adult Care Scrutiny Committee be thanked for its continued work in this area and its constructive challenge and contribution.

(b) that the recommendations within the report be accepted that support the Council to deliver its promoting independence approach, including to ensure where services are provided they are the right services, delivered in the right way by the right people and enable the best outcomes for individuals, families and communities.

Electoral Divisions(s): All Divisions

13 **Corporate Infrastructure & Regulatory Services Scrutiny Committee -
Modernisation of the Corporate Finance System Spotlight Review (Pages 117 -
130)**

Report of the Members of the Modernisation of the Corporate Finance System Spotlight Review, attached.

Due to the timescales of the contract, this Report needs to be brought direct to the Cabinet, but recommendations as outlined below have been agreed by the Corporate Infrastructure & Regulatory Services Scrutiny Committee.

1. The Spotlight Review supports the aims and vision of the Future Finance Project and requests Cabinet maintain corporate prioritisation of the project until at least December 2024.
2. That the Cabinet ensures there is sufficient staffing and resources for the delivery of the project and is prepared, if required, to increase the number of officers supporting the project to ensure smooth delivery.
3. The service considers the creation of a local archive of financial data in case of a potential breach or malfunction as part of Disaster Recovery and Business Continuity planning as FINEST gets closer to the end of its life, as per the recommendation from Moore Insight.
4. That a Standing Overview Group (SOG) of the Corporate Infrastructure and Regulatory Services Scrutiny Committee is held around 3 months after the awarding of the contract to review the Future Finance Project and these recommendations.

Recommendations

(a) that the Corporate Infrastructure and Regulatory Services Scrutiny Committee be thanked for their comprehensive report on the Modernisation of the Corporate Finance System;

(b) that the views of scrutiny supporting the aims and vision of the Future Finance Project be welcomed; and

(c) that the recommendations of the Spotlight Review be accepted, specifically that:

- (i) corporate prioritisation of this project is recognised;
- (ii) necessary resources for delivery of the project will be ensured;
- (iii) in addition to a cloud based archive of financial data, that Service Management consider the creation of a local archive of financial data in case of a potential breach or malfunction as part of Disaster Recovery and Business Continuity Planning as Finest gets closer to the end of its life, as per the recommendation from Moore Insight; and
- (iv) a further progress review of the project is carried out approximately 3 months after contract award by a Standing Overview Group of CIRS scrutiny.

Electoral Divisions(s): All Divisions

14 South Hams Highways and Traffic Orders Committee - A3121 in Ermington - Request for reduction in speed limit to 30mph

The South Hams Highways and Traffic Orders Committee at its meeting on 3 February 2023 considered the matter of the A3121 in Ermington (request for reduction in speed limit to 30mph), as had been requested by Councillor Thomas under Standing Order 23 (minute 29 refers). The Committee had RESOLVED *‘That Cabinet be requested to consider a departure from policy, to revoke the existing 40mph Traffic Regulation Order (TRO) on the A3121 in Ermington, thus lowering the majority of the stretch to 30mph by virtue of an existing system of street lighting, with the remaining stretch (currently TRO 40mph) requiring a new 30mph TRO’.*

Recommendation

That the matter be deferred pending a site visit with the Cabinet Member for Highway Management to meet the Local Member and officers including the Police and Road Safety Team.

Electoral Divisions(s): South Brent & Yealmpton

15 Notice(s) of Motion (Pages 131 - 136)

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) Protect the Right to Free Camp on Dartmoor (Councillor Wrigley)
- (b) Forced Installation of Pre Payment Meters (Councillor Atkinson)
- (c) Special Education Needs (SEND) Budgets and Deficits (Councillor Atkinson)
- (d) Dartmoor National Park (Councillor Barnes)

Electoral Divisions(s): All Divisions

STANDING ITEMS

16 Question(s) from Members of the Public

17 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 for Religious Education - 9 February 2023
(Pages 137 - 140)
- b Farms Estate Committee - 20 February 2023 (Pages 141 - 148)
- c Devon Authorities Strategic Waste Committee - 22 February 2023 (Pages 149 - 154)

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

18 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](#).

19 Forward Plan (Pages 155 - 170)

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

NIL

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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Induction Loop available

