

## CABINET

22 January 2025

### Present:-

Councillors R Croad, R Gilbert, S Hughes, A Leadbetter, J McInnes (Chair), L Samuel, A Saywell, P Twiss and P Bullivant

### Apologies:-

Councillors A Davis

#### \* 687 **Declarations of Interest**

The Chair reminded Members they should declare any interests they may have in any item to be considered, prior to any discussion taking place on that item. The details of District and or Town and Parish Twin Hatters was on the attached list - [County councillors who are also district, borough, city, parish or town councillors](#).

#### \* 688 **Items Requiring Urgent Attention**

There was no item raised as a matter of urgency.

#### \* 689 **Announcements**

There was no announcement by the Chair at this meeting.

#### \* 690 **Petitions**

There was no petition received from a Member of the Public or the Council.

#### \* 691 **Question(s) from Members of the Council**

There was no question from a Member of the Council.

#### \* 692 **Question(s) from Members of the Public**

There was no question from a Member of the public.

#### \* 693 **Exclusion of the Press and Public**

It was **MOVED** by Councillor McInnes, **SECONDED** by Councillor Hughes and

**RESOLVED** that the press and public be excluded from the meeting for the following item of business under Section 100(A)(4) of the Local Government Act 1972 on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 3 of Schedule 12A of the Act namely the financial and business affairs of the Council and third parties, 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.

**694 Cullompton Town Centre Relief Road Funding Agreement**

*(An item taken in accordance with paragraph 8 of the Cabinet Procedure Rules and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 with the consent of the relevant Scrutiny Committee Chair under Section 100A(4) of the Local Government Act 1972).*

*(In line with paragraph 17.8 and 8 of the Scrutiny Procedure and Cabinet Procedure Rules respectively), the call-in procedure does not apply to this urgent decision).*

The Cabinet considered the Report of the Director of Climate Change, Environment and Transport (CET/25/02) regarding the funding agreement for the Cullompton Town Centre Relief Road following the decision taken by Cabinet in December.

The Report and Impact Assessment for the scheme and also the minutes from the December meeting could be viewed at - [Cabinet 11th December 2024](#).

The Cabinet noted that the December Cabinet Report had stated the authority would not input any capital monies into the Project and that the arrangements for sharing any risk associated with any overspend would be laid out in the funding agreement. It was now proposed that such risk be shared between the two authorities, and this change therefore required Cabinet approval.

The matter having been debated and the options and alternatives and other relevant factors (e.g. financial, sustainability and carbon impact, risk management, equality and legal considerations and alignment with the Council's Strategic Plan) set out in the Director's Report having been considered:

it was **MOVED** by Councillor McInnes, **SECONDED** by Councillor Hughes, and

**RESOLVED**

- (a) that the acquisition of land through negotiation and/or compulsory purchase order (CPO) be approved, together with any necessary associated side roads orders that may be required for the scheme;
- (b) that delegated authority be given to the Director of Climate Change, Environment and Transport, in consultation with the Director of Legal and Democratic services, Director of Finance and Public Value and the Cabinet Member for Climate Change, Environment and Transport, to agree the final wording and implementation of the funding agreement; and
- (c) that the inclusion of a financial risk sharing clause as set out in the Report in the funding agreement for the Cullompton Town Centre Relief Road with Mid Devon District Council be agreed.

**NOTES:**

1. *Minutes should always be read in association with any Reports for a complete record.*
2. *If the meeting has been webcast, it will be available to view on the [webcasting site](#) for up to 12 months from the date of the meeting*

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

The Meeting started at 2.00 pm and finished at 2.11 pm