

South Hams Council



Title:	Agenda																																													
Date:	Thursday, 20th May, 2021																																													
Time:	2.00 pm																																													
Venue:	Chamber - Kilworthy Park																																													
Full Members:	<p style="text-align: center;">Chairman Cllr Rowe Vice Chairman Cllr Foss</p> <p><i>Members:</i></p> <table style="width: 100%; border: none;"> <tr> <td style="width: 33%;">Cllr Abbott</td> <td style="width: 33%;">Cllr Long</td> <td style="width: 33%;"></td> </tr> <tr> <td>Cllr Austen</td> <td>Cllr McKay</td> <td></td> </tr> <tr> <td>Cllr Baldry</td> <td>Cllr O'Callaghan</td> <td></td> </tr> <tr> <td>Cllr Bastone</td> <td>Cllr Pannell</td> <td></td> </tr> <tr> <td>Cllr Birch</td> <td>Cllr Pearce</td> <td></td> </tr> <tr> <td>Cllr Brazil</td> <td>Cllr Pennington</td> <td></td> </tr> <tr> <td>Cllr Brown</td> <td>Cllr Pringle</td> <td></td> </tr> <tr> <td>Cllr Chown</td> <td>Cllr Reeve</td> <td></td> </tr> <tr> <td>Cllr Hawkins</td> <td>Cllr Rose</td> <td></td> </tr> <tr> <td>Cllr Hodgson</td> <td>Cllr Smerdon</td> <td></td> </tr> <tr> <td>Cllr Holway</td> <td>Cllr Spencer</td> <td></td> </tr> <tr> <td>Cllr Hopwood</td> <td>Cllr Sweett</td> <td></td> </tr> <tr> <td>Cllr Jackson</td> <td>Cllr Taylor</td> <td></td> </tr> <tr> <td>Cllr Jones</td> <td>Cllr Thomas</td> <td></td> </tr> <tr> <td>Cllr Kemp</td> <td></td> <td></td> </tr> </table>	Cllr Abbott	Cllr Long		Cllr Austen	Cllr McKay		Cllr Baldry	Cllr O'Callaghan		Cllr Bastone	Cllr Pannell		Cllr Birch	Cllr Pearce		Cllr Brazil	Cllr Pennington		Cllr Brown	Cllr Pringle		Cllr Chown	Cllr Reeve		Cllr Hawkins	Cllr Rose		Cllr Hodgson	Cllr Smerdon		Cllr Holway	Cllr Spencer		Cllr Hopwood	Cllr Sweett		Cllr Jackson	Cllr Taylor		Cllr Jones	Cllr Thomas		Cllr Kemp		
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Interests – Declaration and Restriction on Participation:	Members are reminded of their responsibility to declare any disclosable pecuniary interest not entered in the Authority's register or local non pecuniary interest which they have in any item of business on the agenda (subject to the exception for sensitive information) and to leave the meeting prior to discussion and voting on an item in which they have a disclosable pecuniary interest.																																													
Committee administrator:	Democratic.Services@swdevon.gov.uk																																													

1. Election of the Chairman of the Council

(The Chairman will then read and sign the declaration of acceptance of office).

2. Address by the New Chairman of Council

3. Vote of thanks to the Retiring Chairman

4. Response by the Retiring Chairman;

5. Appointment of the Vice Chairman of the Council;

(The Vice Chairman will then read and sign the declaration of acceptance of office).

6. Declarations of Interest

Members are invited to declare any personal; or disclosable pecuniary interests, including the nature and extent of such interests they may have in any items to be considered at this meeting;

7. Minutes

to approve as a correct record the minutes of the meeting of the Council held on 25 March 2021;

To follow;

8. Statement from the Leader

9. Representation on Political Groups

to approve a review carried out in consultation with leaders of the Political Groups. This is reflected in the list of Council Bodies (circulated separately);

10. Appointment of Members to Bodies of the Council

to appoint the Members to the Council Bodies for the 2021/22 Municipal Year;

To follow;

11. Election of Chairman and Vice-Chairman of those Bodies of the Council

to elect the Chairman and Vice-Chairman of the Bodies of the Council for the 2021/22 Municipal Year;

To follow;

12. Appointment of Salcombe Harbour Board Co-Opted Members

To follow;

13. Draft Calendar of Meetings for the 2021/22 Municipal Year

To follow;

14. Formal Adoption of the Council Constitution

To follow;

15. Appointment of Governance Boards / Panels

to agree to the appointment of the Governance Boards / Panels for the 2021/22 Municipal Year;

To follow;

16. Appointment of Representatives on Outside Bodies

to agree to the appointment of Members as representatives on Outside Bodies for the 2021/22 Municipal Year;

To follow;

NOTE: Although some of these appointments are accepted by the "Outside Bodies" for a period of years, it is the Council's practice where possible to review all appointments annually.

17. Urgent Business

the Chairman to announce if any item not on the agenda should be considered on the basis that he considers it as a matter of urgency (any such item to be dealt with under 'Chairman's Announcements');

18. Exempt Information

to consider whether the consideration of any item of business would be likely to disclose exempt information and if so the category of such exempt information;

19. Chairman's Announcements	
20. Aveton Gifford Neighbourhood Plan	1 - 4
21. Kingston Neighbourhood Plan	5 - 8
22. Kingswear Neighbourhood Plan	9 - 12
23. South Huish Neighbourhood Plan	13 - 16
24. Strete Neighbourhood Plan	17 - 20

25. Questions

to consider the following question(s) (if any) received in accordance with Council Procedure Rule 8.

26. Notice of Motion

to consider the following motion received in accordance with Council Procedure Rule 10.1

(a) By Cllrs Hodgson and Rose

"In line with our formal declaration of a climate and biodiversity emergency, and our commitment to actions to change behaviour to address the causes of this situation, and mitigate the impacts, this Council supports the Climate and Ecological Emergency Bill proposed by a coalition of scientists, academics and lawyers with the aim of bringing the UK's climate policy into one with evolving scientific evidence. Currently this also supported by 96 cross-party members of parliament. Nationally we need a strong legislative framework that embeds the Government's targets in law, enabling us as supportive players, to plan and develop our future trajectories, to fit in with those targets.

Council therefore resolves to:

- i. Support the Climate and Ecological Emergency Bill
- ii. Inform the local media of this decision;
- iii. Write to local MPs, asking them to support the Bill; and
- iv. Write to the CEE Bill Alliance, the organisers of the campaign for the Bill, expressing its support (campaign@ceebill.uk).

27. Reports of Bodies

to receive and as may be necessary approve the minutes and recommendations of the under-mentioned Bodies

(* Indicates minutes containing recommendations to Council).

(a) Salcombe Harbour Board - 15 March 2021

To follow;

(b) Development Management Committee - 31 March 2021

21 - 24

(c) Audit Committee - 8 April 2021

25 - 28

(d) Executive* - 22 April 2021

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Report to: **Annual Council**

Date: **20 May 2021**

Title: **Aveton Gifford Neighbourhood Plan**

Portfolio Area: **Place Making – Cllr Pearce**

Wards Affected: **Loddiswell and Aveton Gifford**

Urgent Decision: **Y** Approval and clearance obtained: **Y**

Date next steps can be taken: Immediately following this meeting.

Author: **Duncan Smith** Role: **Neighbourhood Planning Specialist**

Contact: Duncan.Smith@swdevon.gov.uk

RECOMMENDATION

That Council approves the making (adoption) of the Aveton Gifford Neighbourhood Development Plan.

1. Executive summary

- 1.1 Neighbourhood Development Plans are a community right introduced by the Localism Act 2011. They are the responsibility of Parish Councils.
- 1.2 Once 'made', or adopted, by the Local Planning Authority, they become a part of the Development Plan for the district and are used alongside the Local Plan to decide planning applications in the area they relate to.
- 1.3 In order to comply with the Neighbourhood Planning (General) Regulations 2012, the plan must be made by South Hams District Council as the relevant Local Planning Authority within 8 weeks of a successful referendum result.

2. Background

- 2.1 The Aveton Gifford Neighbourhood Plan has been undertaken by Aveton Gifford Parish Council in accordance with the relevant legislation and regulations.
- 2.2 The Aveton Gifford Neighbourhood Area was designated on 18th November 2015.
- 2.3 Following the necessary community engagement, consultation and background work, a draft plan was submitted to South Hams District Council on 8th November 2019, in accordance with Regulation 15 of the Neighbourhood Planning (General) Regulations 2012.

- 2.4 The District Council consulted on the draft plan between 15th November 2019 and 3rd February 2020, in accordance with Regulation 16 of the above Regulations.
- 2.5 Following this consultation an independent examiner was appointed in accordance with Regulation 17, who confirmed that, subject to minor modifications, the plan met the 'basic conditions' as set out in legislation, and was suitable to go forward to referendum.
- 2.6 The Council agreed with the Examiner's conclusion, and a referendum held on 6th May 2020 achieved a turnout of 47.88% of local residents. Of these, 82.05% voted in favour of the plan.
- 2.7 Following a majority vote in a referendum to 'make' the plan, it becomes a statutory part of the Local Development Plan and is used alongside the Joint Local Plan to help decide planning applications in the Neighbourhood Area.
- 2.8 Council officers have worked alongside the Aveton Gifford Neighbourhood Plan Group to ensure that the Neighbourhood Plan provides an appropriate framework for development in the Aveton Gifford area up to 2034.
- 2.9 Officers confirm that the plan meets the necessary 'basic conditions', including conformity with the Local Plan and with national policy.
- 2.10 Regulation 18a of the Neighbourhood Planning (General) Regulations 2012 requires that a neighbourhood plan is 'made' by the Local Planning Authority no later than 8 weeks from the date of a successful referendum. In this case the relevant date by which the plan should be made is 30th June 2021.
- 2.11 The Council has previously expressed support for neighbourhood plans as a way of achieving local and community priorities.

3. Outcomes/outputs

- 3.1 Once made, the Aveton Gifford Neighbourhood Development Plan will become part of the Local Development Plan and will be used to help decide planning applications in the Aveton Gifford area.
- 3.2 A successful outcome for this neighbourhood plan will provide encouragement to the many other Parishes who are currently working on neighbourhood plans.

4. Options available and consideration of risk

- 4.1 Neighbourhood Plans come into force as part of the Development Plan immediately following a successful referendum. Therefore the Aveton Gifford Neighbourhood Plan should now be used to decide planning applications.
- 4.2 However, in order to comply with the relevant legislation, the Local Planning Authority must make a neighbourhood plan within the required timeframe following a successful referendum, unless a legal challenge has been brought in relation to the referendum or unless there are concerns about the compatibility of the neighbourhood plan with any EU or human rights legislation. In this instance there are no such concerns.

- 4.3 Failure to make the Aveton Gifford Neighbourhood Plan within the required timeframe could open the Council to legal challenge.

5. Proposed Way Forward

- 5.1 It is recommended that Council approve the making of the Aveton Gifford Neighbourhood Development Plan.

6. Implications

Implications	Relevant to proposals Y/N	Details are set out in this report.
Legal/Governance	Y	The function of making a neighbourhood plan is the responsibility of the full Council. The Aveton Gifford Neighbourhood Plan has followed the procedure in the Neighbourhood Planning (General) Regulations 2012 and the referendum has been held in accordance with the Neighbourhood Planning (Referendums) Regulations 2012. The Council is therefore required to make the Neighbourhood Plan and must do so within 8 weeks of the date of the referendum.
Financial implications to include reference to value for money	N	There are no financial implications.
Risk	Y	There is a risk of legal challenge if the Neighbourhood Plan is not made within the required timeframe
Supporting Corporate Strategy	Y	The Council's role in the Neighbourhood Plan process is a statutory duty.
Climate Change - Carbon / Biodiversity Impact	Y	The Aveton Gifford Neighbourhood Plan aligns with the Joint Local Plan and contains policies aimed at mitigating the effects of Climate Change and impacts upon Biodiversity.
Comprehensive Impact Assessment Implications		
Equality and Diversity	Y	The Neighbourhood Plan has assessed Equality and Diversity implications as part of its background evidence.
Safeguarding	N	None

Community Safety, Crime and Disorder	N	No direct implications.
Health, Safety and Wellbeing	Y	Positive outcomes are anticipated from the making of the Neighbourhood Plan.
Other implications	N	None

Supporting Information

Appendices:

None

Background Papers:

Background documents to the Aveton Gifford Neighbourhood Plan are available at:

<https://www.neighbourhoodplanning.swdevon.gov.uk/avetongifford>

Report to: **Annual Council**

Date: **20 May 2021**

Title: **Kingston Neighbourhood Plan**

Portfolio Area: **Place Making – Cllr Pearce**

Wards Affected: **Charterlands**

Urgent Decision: **Y** Approval and clearance obtained: **Y**

Date next steps can be taken: Immediately following this meeting.

Author: **Duncan Smith** Role: **Neighbourhood Planning Specialist**

Contact: **Duncan.Smith@swdevon.gov.uk**

RECOMMENDATION:

That Council approves the making (adoption) of the Kingston Neighbourhood Development Plan.

1. Executive summary

- 1.1 Neighbourhood Development Plans are a community right introduced by the Localism Act 2011. They are the responsibility of Parish Councils.
- 1.2 Once 'made', or adopted, by the Local Planning Authority, they become a part of the Development Plan for the district and are used alongside the Local Plan to decide planning applications in the area they relate to.
- 1.3 In order to comply with the Neighbourhood Planning (General) Regulations 2012, the plan must be made by South Hams District Council as the relevant Local Planning Authority within 8 weeks of a successful referendum result.

2. Background

- 2.1 The Kingston Neighbourhood Plan has been undertaken by Kingston Parish Council in accordance with the relevant legislation and regulations.
- 2.2 The Kingston Neighbourhood Area was designated on 3rd January 2017.
- 2.3 Following the necessary community engagement, consultation and background work, a draft plan was submitted to South Hams District Council on 16th July 2020, in accordance with Regulation 15 of the Neighbourhood Planning (General) Regulations 2012.

- 2.4 The District Council consulted on the draft plan between 3rd August 2020 and 14th September 2020, in accordance with Regulation 16 of the above Regulations.
- 2.5 Following this consultation an independent examiner was appointed in accordance with Regulation 17, who confirmed that, subject to minor modifications, the plan met the 'basic conditions' as set out in legislation, and was suitable to go forward to referendum.
- 2.6 The Council agreed with the Examiner's conclusion, and a referendum held on 6th May 2021 achieved a turnout of 60.26% of local residents. Of these, 88.40% voted in favour of the plan.
- 2.7 Following a majority vote in a referendum to 'make' the plan, it becomes a statutory part of the Local Development Plan and is used alongside the Joint Local Plan to help decide planning applications in the Neighbourhood Area.
- 2.8 Council officers have worked alongside the Kingston Neighbourhood Plan Group to ensure that the Neighbourhood Plan provides an appropriate framework for development in the Kingston area up to 2034.
- 2.9 Officers confirm that the plan meets the necessary 'basic conditions', including conformity with the Local Plan and with national policy.
- 2.10 Regulation 18a of the Neighbourhood Planning (General) Regulations 2012 requires that a neighbourhood plan is 'made' by the Local Planning Authority no later than 8 weeks from the date of a successful referendum. In this case the relevant date by which the plan should be made is 30th June 2021.
- 2.11 The Council has previously expressed support for neighbourhood plans as a way of achieving local and community priorities.

3. Outcomes/outputs

- 3.1 Once made, the Kingston Neighbourhood Development Plan will become part of the Local Development Plan and will be used to help decide planning applications in the Kingston area.
- 3.2 A successful outcome for this neighbourhood plan will provide encouragement to the many other Parishes who are currently working on neighbourhood plans.

4. Options available and consideration of risk

- 4.1 Neighbourhood Plans come into force as part of the Development Plan immediately following a successful referendum. Therefore the Kingston Neighbourhood Plan should now be used to decide planning applications.
- 4.2 However, in order to comply with the relevant legislation, the Local Planning Authority must make a neighbourhood plan within the required timeframe following a successful referendum, unless a legal challenge has been brought in relation to the referendum or unless there are concerns about the compatibility of the neighbourhood plan with any EU or human rights legislation. In this instance there are no such concerns.

- 4.3 Failure to make the Kingston Neighbourhood Plan within the required timeframe could open the Council to legal challenge.

5. Proposed Way Forward

- 5.1 It is recommended that Council approve the making of the Kingston Neighbourhood Development Plan.

6. Implications

Implications	Relevant to proposals Y/N	Details are set out in this report.
Legal/Governance	Y	The function of making a neighbourhood plan is the responsibility of the full Council. The Kingston Neighbourhood Plan has followed the procedure in the Neighbourhood Planning (General) Regulations 2012 and the referendum has been held in accordance with the Neighbourhood Planning (Referendums) Regulations 2012. The Council is therefore required to make the Neighbourhood Plan and must do so within 8 weeks of the date of the referendum.
Financial implications to include reference to value for money	N	There are no financial implications.
Risk	Y	There is a risk of legal challenge if the Neighbourhood Plan is not made within the required timeframe
Supporting Corporate Strategy	Y	The Council's role in the Neighbourhood Plan process is a statutory duty.
Climate Change - Carbon / Biodiversity Impact	Y	The Kingston Neighbourhood Plan aligns with the Joint Local Plan and contains policies aimed at mitigating the effects of Climate Change and impacts upon Biodiversity.
Comprehensive Impact Assessment Implications		
Equality and Diversity	Y	The Neighbourhood Plan has assessed Equality and Diversity implications as part of its background evidence.
Safeguarding	N	None

Community Safety, Crime and Disorder	N	No direct implications.
Health, Safety and Wellbeing	Y	Positive outcomes are anticipated from the making of the Neighbourhood Plan.
Other implications	N	None

Supporting Information

Appendices:

None

Background Papers:

Background documents to the Kingston Neighbourhood Plan are available at: <https://www.neighbourhoodplanning.swdevon.gov.uk/kingston>

Report to: **Annual Council**
Date: **20 May 2021**
Title: **Kingswear Neighbourhood Plan**
Portfolio Area: **Place Making – Cllr Pearce**
Wards Affected: **Dartmouth and East Dart**
Urgent Decision: **Y** Approval and clearance obtained: **Y**

Date next steps can be taken: Immediately following this meeting.

Author: **Duncan Smith** Role: **Neighbourhood Planning Specialist**

Contact: Duncan.Smith@swdevon.gov.uk

RECOMMENDATION:

That Council approves the making (adoption) of the Kingswear Neighbourhood Development Plan.

1. Executive summary

- 1.1 Neighbourhood Development Plans are a community right introduced by the Localism Act 2011. They are the responsibility of Parish Councils.
- 1.2 Once 'made', or adopted, by the Local Planning Authority, they become a part of the Development Plan for the district and are used alongside the Local Plan to decide planning applications in the area they relate to.
- 1.3 In order to comply with the Neighbourhood Planning (General) Regulations 2012, the plan must be made by South Hams District Council as the relevant Local Planning Authority within 8 weeks of a successful referendum result.

2. Background

- 2.1 The Kingswear Neighbourhood Plan has been undertaken by Kingswear Parish Council in accordance with the relevant legislation and regulations.
- 2.2 The Kingswear Neighbourhood Area was designated on 19th May 2016.
- 2.3 Following the necessary community engagement, consultation and background work, a draft plan was submitted to South Hams District Council on 27th April 2020, in accordance with Regulation 15 of the Neighbourhood Planning (General) Regulations 2012.

- 2.4 The District Council consulted on the draft plan between 1st June 2020 and 13th July 2020 , in accordance with Regulation 16 of the above Regulations.
- 2.5 Following this consultation an independent examiner was appointed in accordance with Regulation 17, who confirmed that, subject to minor modifications, the plan met the 'basic conditions' as set out in legislation, and was suitable to go forward to referendum.
- 2.6 The Council agreed with the Examiner's conclusion, and a referendum held on 6th May 2021 achieved a turnout of 48.24% of local residents. Of these, 86.71% voted in favour of the plan.
- 2.7 Following a majority vote in a referendum to 'make' the plan, it becomes a statutory part of the Local Development Plan and is used alongside the Joint Local Plan to help decide planning applications in the Neighbourhood Area.
- 2.8 Council officers have worked alongside the Kingswear Neighbourhood Plan Group to ensure that the Neighbourhood Plan provides an appropriate framework for development in the Kingswear area up to 2034.
- 2.9 Officers confirm that the plan meets the necessary 'basic conditions', including conformity with the Local Plan and with national policy.
- 2.10 Regulation 18a of the Neighbourhood Planning (General) Regulations 2012 requires that a neighbourhood plan is 'made' by the Local Planning Authority no later than 8 weeks from the date of a successful referendum. In this case the relevant date by which the plan should be made is 30th June 2021.
- 2.11 The Council has previously expressed support for neighbourhood plans as a way of achieving local and community priorities.

3. Outcomes/outputs

- 3.1 Once made, the Kingswear Neighbourhood Development Plan will become part of the Local Development Plan and will be used to help decide planning applications in the Kingswear area.
- 3.2 A successful outcome for this neighbourhood plan will provide encouragement to the many other Parishes who are currently working on neighbourhood plans.

4. Options available and consideration of risk

- 4.1 Neighbourhood Plans come into force as part of the Development Plan immediately following a successful referendum. Therefore the Kingswear Neighbourhood Plan should now be used to decide planning applications.
- 4.2 However, in order to comply with the relevant legislation, the Local Planning Authority must make a neighbourhood plan within the required timeframe following a successful referendum, unless a legal challenge has been brought in relation to the referendum or unless there are concerns about the compatibility of the neighbourhood plan with any EU or human rights legislation. In this instance there are no such concerns.

- 4.3 Failure to make the Kingswear Neighbourhood Plan within the required timeframe could open the Council to legal challenge.

5. Proposed Way Forward

- 5.1 It is recommended that Council approve the making of the Kingswear Neighbourhood Development Plan.

6. Implications

Implications	Relevant to proposals Y/N	Details are set out in this report.
Legal/Governance	Y	The function of making a Neighbourhood Plan is the responsibility of the full Council. The Kingswear Neighbourhood Plan has followed the procedure in the Neighbourhood Planning (General) Regulations 2012 and the referendum has been held in accordance with the Neighbourhood Planning (Referendums) Regulations 2012. The Council is therefore required to make the Neighbourhood Plan and must do so within 8 weeks of the date of the referendum.
Financial implications to include reference to value for money	N	There are no financial implications.
Risk	Y	There is a risk of legal challenge if the Neighbourhood Plan is not made within the required timeframe
Supporting Corporate Strategy	Y	The Council's role in the Neighbourhood Plan process is a statutory duty.
Climate Change - Carbon / Biodiversity Impact	Y	The Kingswear Neighbourhood Plan aligns with the Joint Local Plan and contains policies aimed at mitigating the effects of Climate Change and impacts upon Biodiversity.
Comprehensive Impact Assessment Implications		
Equality and Diversity	Y	The Neighbourhood Plan has assessed Equality and Diversity implications as part of its background evidence.
Safeguarding	N	None

Community Safety, Crime and Disorder	N	No direct implications.
Health, Safety and Wellbeing	Y	Positive outcomes are anticipated from the making of the Neighbourhood Plan.
Other implications	N	None

Supporting Information

Appendices:

None

Background Papers:

Background documents to the Kingswear Neighbourhood Plan, available at <https://www.neighbourhoodplanning.swdevon.gov.uk/Kingswear>

Report to: **Annual Council**

Date: **20 May 2021**

Title: **South Huish Neighbourhood Plan**

Portfolio Area: **Place Making – Cllr Pearce**

Wards Affected: **Salcombe and Thurlestone**

Urgent Decision: **Y** Approval and clearance obtained: **Y / N**

Date next steps can be taken: Immediately following this meeting.

Author: **Duncan Smith** Role: **Neighbourhood Planning Specialist**

Contact: Duncan.Smith@swdevon.gov.uk

RECOMMENDATION:

That Council approves the making (adoption) of the South Huish Neighbourhood Development Plan.

1. Executive summary

- 1.1 Neighbourhood Development Plans are a community right introduced by the Localism Act 2011. They are the responsibility of Parish Councils.
- 1.2 Once 'made', or adopted, by the Local Planning Authority, they become a part of the Development Plan for the district and are used alongside the Local Plan to decide planning applications in the area they relate to.
- 1.3 In order to comply with the Neighbourhood Planning (General) Regulations, the plan must be made by South Hams District Council as the relevant Local Planning Authority within 8 weeks of a successful referendum result.

2. Background

- 2.1 The South Huish Neighbourhood Plan has been undertaken by South Huish Parish Council in accordance with the relevant legislation and regulations.
- 2.2 The South Huish Neighbourhood Area was designated on 18th December 2015.
- 2.3 Following the necessary community engagement, consultation and background work, a draft plan was submitted to South Hams District Council on 28th February 2020, in accordance with

- Regulation 15 of the Neighbourhood Planning (General) Regulations 2012.
- 2.4 The District Council consulted on the draft plan between 16th March 2020 and 27th April 2020, in accordance with Regulation 16 of the above Regulations.
 - 2.5 Following this consultation an independent examiner was appointed in accordance with Regulation 17, who confirmed that, subject to minor modifications, the plan met the 'basic conditions' as set out in legislation, and was suitable to go forward to referendum.
 - 2.6 The Council agreed with the Examiner's conclusion, and a referendum held on 6th May 2021 achieved a turnout of 53.46% of local residents. Of these, 86.53% voted in favour of the plan.
 - 2.7 Following a majority vote in a referendum to 'make' the plan, it becomes a statutory part of the Local Development Plan and is used alongside the Joint Local Plan to help decide planning applications in the Neighbourhood Area.
 - 2.8 Council officers have worked alongside the South Huish Neighbourhood Plan Group to ensure that the Neighbourhood Plan provides an appropriate framework for development in the South Huish area up to 2034.
 - 2.9 Officers confirm that the plan meets the necessary 'basic conditions', including conformity with the Local Plan and with national policy.
 - 2.10 Regulation 18a of the Neighbourhood Planning (General) Regulations 2012 requires that a neighbourhood plan is 'made' by the Local Planning Authority no later than 8 weeks from the date of a successful referendum. In this case the relevant date by which the plan should be made is 30th June 2021.
 - 2.11 The Council has previously expressed support for neighbourhood plans as a way of achieving local and community priorities.

3. Outcomes/outputs

- 3.1 Once made, the South Huish Neighbourhood Development Plan will become part of the Local Development Plan and will be used to help decide planning applications in the South Huish area.
- 3.2 A successful outcome for this neighbourhood plan will provide encouragement to the many other Parishes who are currently working on neighbourhood plans.

4. Options available and consideration of risk

- 4.1 Neighbourhood Plans come into force as part of the Development Plan immediately following a successful referendum. Therefore the South Huish Neighbourhood Plan should now be used to decide planning applications.
- 4.2 However, in order to comply with the relevant legislation, the Local Planning Authority must make a neighbourhood plan within the required timeframe following a successful referendum, unless a legal challenge has been brought in relation to the referendum or unless there are concerns about the compatibility of the

neighbourhood plan with any EU or human rights legislation. In this instance there are no such concerns.

- 4.3 Failure to make the South Huish Neighbourhood Plan within the required timeframe could open the Council to legal challenge.

5. Proposed Way Forward

- 5.1 It is recommended that Council approve the making of the South Huish Neighbourhood Development Plan.

6. Implications

Implications	Relevant to proposals Y/N	Details are set out in this report.
Legal/Governance	Y	The function of making a neighbourhood plan is the responsibility of the full Council. The South Huish Neighbourhood Plan has followed the procedure in the Neighbourhood Planning (General) Regulations 2012 and the referendum has been held in accordance with the Neighbourhood Planning (Referendums) Regulations 2012. The Council is therefore required to make the Neighbourhood Plan and must do so within 8 weeks of the date of the referendum.
Financial implications to include reference to value for money	N	There are no financial implications.
Risk	Y	There is a risk of legal challenge if the Neighbourhood Plan is not made within the required timeframe
Supporting Corporate Strategy	Y	The Council's role in the Neighbourhood Plan process is a statutory duty.
Climate Change - Carbon / Biodiversity Impact	Y	The South Huish Neighbourhood Plan aligns with the Joint Local Plan and contains policies aimed at mitigating the effects of Climate Change and impacts upon Biodiversity.
Comprehensive Impact Assessment Implications		
Equality and Diversity	Y	The Neighbourhood Plan has assessed Equality and Diversity implications as part of its background evidence.
Safeguarding	N	None

Community Safety, Crime and Disorder	N	No direct implications.
Health, Safety and Wellbeing	Y	Positive outcomes are anticipated from the making of the Neighbourhood Plan.
Other implications	N	None

Supporting Information

Appendices: None

Background Papers:

Background documents to the South Huish Neighbourhood Plan, available at <https://www.neighbourhoodplanning.swdevon.gov.uk/southhuish>

Report to: **Annual Council**

Date: **20 May 2021**

Title: **Strete Neighbourhood Plan**

Portfolio Area: **Place Making – Cllr Pearce**

Wards Affected: **Allington and Strete**

Urgent Decision: **Y** Approval and clearance obtained: **Y**

Date next steps can be taken: Immediately following this meeting.

Author: **Duncan Smith** Role: **Neighbourhood Planning Specialist**

Contact: **Duncan.Smith@swdevon.gov.uk**

RECOMMENDATION:

That Council approves the making (adoption) of the Strete Neighbourhood Development Plan.

1. Executive summary

- 1.1 Neighbourhood Development Plans are a community right introduced by the Localism Act 2011. They are the responsibility of Parish Councils.
- 1.2 Once 'made', or adopted, by the Local Planning Authority, they become a part of the Development Plan for the district and are used alongside the Local Plan to decide planning applications in the area they relate to.
- 1.3 In order to comply with the Neighbourhood Planning (General) Regulations, the plan must be made by South Hams District Council as the relevant Local Planning Authority within 8 weeks of a successful referendum result.

2. Background

- 2.1 The Strete Neighbourhood Plan has been undertaken by Strete Parish Council in accordance with the relevant legislation and regulations.
- 2.2 The Strete Neighbourhood Area was designated on 19th November 2015.
- 2.3 Following the necessary community engagement, consultation and background work, a draft plan was submitted to South Hams

- District Council on 1st October 2020, in accordance with Regulation 15 of the Neighbourhood Planning (General) Regulations 2012.
- 2.4 The District Council consulted on the draft plan between 19th October 2020 and 30th November 2020, in accordance with Regulation 16 of the above Regulations.
 - 2.5 Following this consultation an independent examiner was appointed in accordance with Regulation 17, who confirmed that, subject to minor modifications, the plan met the 'basic conditions' as set out in legislation, and was suitable to go forward to referendum.
 - 2.6 The Council agreed with the Examiner's conclusion, and a referendum held on 6th May 2021 achieved a turnout of 62.92% of local residents. Of these, 85.38% voted in favour of the plan.
 - 2.7 Following a majority vote in a referendum to 'make' the plan, it becomes a statutory part of the Local Development Plan and is used alongside the Joint Local Plan to help decide planning applications in the Neighbourhood Area.
 - 2.8 Council officers have worked alongside the Strete Neighbourhood Plan Group to ensure that the Neighbourhood Plan provides an appropriate framework for development in the Strete area up to 2034.
 - 2.9 Officers confirm that the plan meets the necessary 'basic conditions', including conformity with the Local Plan and with national policy.
 - 2.10 Regulation 18a of the Neighbourhood Planning (General) Regulations 2012 requires that a neighbourhood plan is 'made' by the Local Planning Authority no later than 8 weeks from the date of a successful referendum. In this case the relevant date by which the plan should be made is 30th June 2021.
 - 2.11 The Council has previously expressed support for neighbourhood plans as a way of achieving local and community priorities.

3. Outcomes/outputs

- 3.1 Once made, the Strete Neighbourhood Development Plan will become part of the Local Development Plan and will be used to help decide planning applications in the Strete area.
- 3.2 A successful outcome for this neighbourhood plan will provide encouragement to the many other Parishes who are currently working on neighbourhood plans.

4. Options available and consideration of risk

- 4.1 Neighbourhood Plans come into force as part of the Development Plan immediately following a successful referendum. Therefore the Strete Neighbourhood Plan should now be used to decide planning applications.
- 4.2 However, in order to comply with the relevant legislation, the Local Planning Authority must make a neighbourhood plan within the required timeframe following a successful referendum, unless a legal challenge has been brought in relation to the referendum or unless there are concerns about the compatibility of the

neighbourhood plan with any EU or human rights legislation. In this instance there are no such concerns.

- 4.3 Failure to make the Strete Neighbourhood Plan within the required timeframe could open the Council to legal challenge.

5. Proposed Way Forward

- 5.1 It is recommended that Council approve the making of the Strete Neighbourhood Development Plan.

6. Implications

Implications	Relevant to proposals Y/N	Details are set out in this report.
Legal/Governance	Y	The function of making a neighbourhood plan is the responsibility of the full Council. The Strete Neighbourhood Plan has followed the procedure in the Neighbourhood Planning (General) Regulations 2012 and the referendum has been held in accordance with the Neighbourhood Planning (Referendums) Regulations 2012. The Council is therefore required to make the Neighbourhood Plan and must do so within 8 weeks of the date of the referendum.
Financial implications to include reference to value for money	N	There are no financial implications.
Risk	Y	There is a risk of legal challenge if the Neighbourhood Plan is not made within the required timeframe
Supporting Corporate Strategy	Y	The Council's role in the Neighbourhood Plan process is a statutory duty.
Climate Change - Carbon / Biodiversity Impact	Y	The Strete Neighbourhood Plan aligns with the Joint Local Plan and contains policies aimed at mitigating the effects of Climate Change and impacts upon Biodiversity.
Comprehensive Impact Assessment Implications		
Equality and Diversity	Y	The Neighbourhood Plan has assessed Equality and Diversity implications as part of its background evidence.
Safeguarding	N	None

Community Safety, Crime and Disorder	N	No direct implications.
Health, Safety and Wellbeing	Y	Positive outcomes are anticipated from the making of the Neighbourhood Plan.
Other implications	N	None

Supporting Information

Appendices: None

Background Papers:

Background documents to the Strete Neighbourhood Plan, available at:
<https://www.neighbourhoodplanning.swdevon.gov.uk/strete>

**MINUTES OF THE MEETING OF THE DEVELOPMENT MANAGEMENT
COMMITTEE HELD, via TEAMS, ON WEDNESDAY,
31 March 2021**

Members in attendance * Denotes attendance ∅ Denotes apologies			
*	Cllr V Abbott	*	Cllr K Kemp
*	Cllr J Brazil (Chairman)	*	Cllr M Long
*	Cllr D Brown	*	Cllr G Pannell
*	Cllr R J Foss (Deputy Chair)	*	Cllr K Pringle
*	Cllr J M Hodgson	*	Cllr R Rowe
*	Cllr T R Holway	*	Cllr B Taylor

Other Members also in attendance and participating:
None

Officers in attendance and participating:

Item No:	Application No:	Officers:
All agenda items		Senior Specialist – Development Management; Legal Officer; Planning Specialist; and Democratic Services Officers

DM.62/20 MINUTES
The minutes of the meeting of the Committee held on 3rd March 2021 were confirmed as a correct record by the Chairman.

DM.63/20 DECLARATIONS OF INTEREST
Members and officers were invited to declare any interests in the items of business to be considered and none were made.

DM.64/20 PUBLIC PARTICIPATION
The Chairman noted that there were no members of the public, nor town and parish council representatives who had registered their wish to speak at the meeting.

DM.65/20 PLANNING APPLICATIONS
The Committee considered the details of the planning applications prepared by the Planning Case Officers as presented in the agenda papers, and considered also the comments of Town and Parish Councils, together with other representations received, which were listed within the presented agenda reports,

and **RESOLVED** that:

6a) 4139/20/VAR Spout Crag, Barracks Hill, Totnes, TQ9 6DG

Parish: Dartington

Development: Application for variation of condition 7 (stone cladding) of planning consent 3366/20/HHO

Case Officer Update: There were no updates

Speakers included: Ward Member – Cllr J Hodgson;

During discussions, it was agreed that the brick sample, to be submitted prior to installation, should be in the form of a panel.

Recommendation: Conditional approval

Committee decision: Conditional approval

Conditions:

1. Time limit as per original approval
2. Accord with plans
3. Accord with ecological mitigation
4. Remove Permitted Development – Classes B & C
5. No additional windows to north-west or south-west elevation
6. Timber cladding to be natural and untreated
7. Brick sample to be submitted prior to installation – in the form of a panel

DM.66/20 **PLANNING APPEALS UPDATE**

Members noted the list of appeals as outlined in the presented agenda report.

The Senior Specialist – Development Management (DM) provided further details on specific recent appeal decisions.

DM.67/20 **UPDATE ON UNDETERMINED MAJOR APPLICATIONS**

Members noted the list of undetermined major applications.

(Meeting commenced at 10:00 am and concluded at 10:38 am.)

Chairman

Voting Analysis for Planning Applications – DM Committee 31st March 2021

<i>Application No:</i>	<i>Site Address</i>	<i>Vote</i>	<i>Councillors who Voted Yes</i>	<i>Councillors who Voted No</i>	<i>Councillors who Voted Abstain</i>	<i>Absent</i>
4139/20/VAR	Spout Crag, Barracks Hill, Totnes, TQ9 6DG	Conditional Approval	Cllrs Abbott, Brazil, Brown, Foss, Hodgson, Holway, Kemp, Long, Pannell, Pringle, Rowe, Taylor (12)	(0)	(0)	(0)

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**MINUTES OF A MEETING OF THE AUDIT COMMITTEE
 HELD VIA TEAMS ON THURSDAY, 8 APRIL 2021**

Members in attendance			
* Denotes attendance			
∅ Denotes apology for absence			
*	Cllr L Austen (Vice-Chairman)	*	Cllr J T Pennington
*	Cllr J Brazil	*	Cllr B Spencer
*	Cllr T R Holway (Chairman)	*	Cllr B Taylor
∅	Cllr J McKay		

Members also in attendance:
Cllrs H D Bastone, J D Hawkins, N Hopwood, and J A Pearce

Item No	Minute Ref No below refers	Officers and Visitors in attendance
All Items		Section 151 Officer; Director of Place and Enterprise; Monitoring Officer; Head of Strategy and Projects; Senior Specialist – Finance; Senior Specialist – Benefits; Democratic Services Specialist; Internal Audit Manager; and Grant Thornton Representative

A.26/20 MINUTES

The minutes of the Audit Committee meeting held on 4 February 2021 were confirmed as a true and correct record.

A.27/20 DECLARATIONS OF INTEREST

Members and officers were invited to declare any interests in the items of business to be considered during the course of the meeting, but none were made.

A.28/20 AUDIT PROGRESS REPORT AND SECTOR UPDATE (YEAR ENDING 31 MARCH 2021)

The Grant Thornton Representative gave the update, outlining latest Central Government changes to how audits were to be reported, including changes to the value for money reporting. The Benefits subsidy claim had been completed and certified within time limits, with one of the cleanest and shortest audits he had worked on this year. The DWP had not come back with any queries nor comments. The planned audit approach for 2021 was outlined, with the plan to be brought to the next Committee meeting. The impact of the Covid pandemic on audit was noted.

A.29/20 **INFORMING THE AUDIT RISK ASSESSMENT FOR THE 2020/21 FINANCIAL STATEMENTS**

The Grant Thornton Representative updated the Committee. It was noted that there was a legal requirement to ask a number of questions to management, and this document set out those questions and detailed management responses.

Following a question from a Member, the Section 151 Officer confirmed that valuation of the Council's assets was anticipated to be finalised by the end of April, which would then highlight if the Pandemic had impacted on asset values. With regards to the Investments in the CCLA funds, the Section 151 Officer confirmed that as these were long term strategic investments (five years minimum), and therefore there would be a lesser impact as the assets are held for the long term.

A.30/20 **UPDATE ON PROGRESS OF THE 2020/21 INTERNAL AUDIT PLAN**

The Leader introduced the second progress report for 2020/21 which set out the principle activities and findings of the Council's Internal Audit team for 2020/21 up to 19th March 2021. The Internal Audit Manager clarified that although the Audit Report listed all audits, with the majority shared across South Hams District and West Devon Borough Councils, some were exclusive to individual Councils, and therefore approval was only required on those items impacting on South Hams District Council.

Following questions from Members, the Internal Audit Manager confirmed that the full report would be presented to the next Committee meeting.

It was then:

RESOLVED

That the progress made against the 2020/21 internal audit plan, and any key issues arising, be noted and approved.

A.31/20 **2021/22 INTERNAL AUDIT PLAN**

The Leader presented a report which sought to provide Members the opportunity to review and comment upon the proposed internal audit plan for 2021/22. Due to the impact of the Covid pandemic some audits were not achieved in 2020/21 and would now roll into the 2021/22 Plan.

It was then:

RECOMMENDED

That:

- 1) The report be approved, and

- 2) The proposed Internal Audit Plan for 2021/22 at Appendix A of the attendant report be approved.

A.32/20 SHARED SERVICES METHODOLOGY 2020/21

The Lead Executive Member for Operational Finance presented the annual report which reviewed costs. He confirmed that the split was reviewed annually and covered the methodology used to arrive at the split. Most calculations remained the same, but the Member highlighted the increase in waste charges to South Hams District Council reflecting the increased resources required to implement the new waste service to the District. There had been a slight decrease in the charges relating to Planning.

The methodology for the apportionment of costs (predominantly staffing costs) between South Hams District Council and West Devon Borough Council was set out in the attached Appendix. The staffing costs of a particular service team were split on a defined basis as set out. The split of costs reflected the level of caseload which was attributable to each Council's individual service.

It was then:

RESOLVED

That the methodology of the shared services apportionment of costs between South Hams District Council and West Devon Borough Council for 2020/21, (as attached in Appendix A of the presented agenda report) be noted.

A.33/20 SUNDRY DEBT

The Lead Executive Member for Operational Finance presented the report on sundry debt, which looked at housing benefit overpayments. It was confirmed that the recovery procedures were now active again following a temporary short term suspension due to the Covid pandemic.

The Senior Specialist for Benefits then gave a presentation to the Committee on housing benefits overpayment and the methodology used in recovering these debts. The officer was thanked for the thorough explanation.

It was then:

RESOLVED

That the position in relation to Sundry Debt be noted.

A.34/20 BUDGET BOOK

The Lead Executive Member for Operational Finance presented the annual report which set out the annual budget, split between four directorates (Place and Enterprise; Strategic Finance; Customer Service and Delivery; and Governance and Assurance). The report provided a clear audit trail of all cost pressures and savings that had been agreed as part of the 2021/22 budget process.

The Member outlined an error in the published agenda report (page 109 refers), under customer service budget, item 25 (Senior Leadership Team) and item 26 (Extended Leadership Team). Both of these should have been listed to the current Chief Executive and not his predecessor as had been published.

There were no questions nor comments. A Member remarked that the lack of questions and comments was a direct consequence of the excellent job done by the finance team, the internal audit team, and the external auditors. The Chair asked for the Committee's thanks to be passed to these teams.

It was then:

RESOLVED

That the content of the Budget Book for 2021/22 be noted.

(Meeting commenced at 10.00 am and concluded at 11.02 am)

Chairman

MINUTES OF A MEETING OF THE EXECUTIVE HELD VIA TEAMS ON THURSDAY, 22 APRIL 2021

Members in attendance:			
* Denotes attendance			
∅ Denotes apologies for absence			
*	Cllr K J Baldry	*	Cllr N A Hopwood
*	Cllr H D Bastone (Vice Chairman)	*	Cllr J A Pearce (Chairman)
*	Cllr J D Hawkins		

Also in attendance:
Cllrs Austen, Birch, Brazil, Foss, Hodgson, Holway, Kemp, Long, Pannell, Pennington, Pringle, Reeve, Rowe, Smerdon, Spencer, Sweet and Taylor

Officers in attendance and participating:		
All items		Senior Leadership Team; Monitoring Officer; and Democratic Services Manager
Item 7	E.84/20	Senior Specialist – Parking, Waste and Localities

E.78/20 MINUTE'S SILENCE

As this was the first formal Member meeting since both the Duke of Edinburgh and Ms Tracy Winser (who had worked for the Council from 1991 to 2015 and had led on the successful Transformation Programme) had sadly passed away, the Leader asked those in attendance, as a mark of respect, to observe a minute's silence in their memory.

E.79/20 MINUTES

The minutes of the Executive meeting held on 11 March 2021 were confirmed as a true and correct record.

E.80/20 URGENT BUSINESS

The Chairman advised that she had agreed for one urgent item to be raised at this meeting that related to supporting our business communities. This item was considered urgent in light of the associated time constraints and would be considered immediately.

(a) ARG Policy – Supporting Our Business Communities

The Deputy Leader proceeded to introduce this urgent item and presented a report that recommended an approach to provide more support to businesses through grant payments.

In discussion, the following points were raised:-

- (i) Officers informed that the recommendations had been drafted to take into account the potential for the guidance to still be revised further;
- (ii) Members noted that one of the key intentions of the Policy was to ensure that any businesses that had not been able to apply for previous grant schemes would be able to under these provisions;
- (iii) In light of the amount of public monies that had been set aside for business support, a Member hoped that records would be made available for local Ward Members that set out all of the businesses that had been in receipt of a grant and how much each had been awarded;
- (iv) The request was made that such grants need to be processed and received by local businesses as soon as was practically possible.

It was then:

RESOLVED

1. That the revised approach to the ARG Policy be approved to support the business community, local economy and local place in response to further funding being made available from Central Government, subject to the existing allocation being spent by June 2021;
2. That Council be **RECOMMENDED** to approve the use of up to £498,000 from the Business Rates Retention Earmarked Reserve to fund any wider business support measures approved by the Council on 25 March 2021 that cannot be funded from the new ARG allocation;
3. That approval be given to the use of the ARG funding to make payments for the remaining LRSG Open applications, up until 30 April 2021, when the LRSG Open scheme closes, as the LRSG Open funding allocation is close to being fully spent, so as to ensure the maximum amount of grant support for the business community; and
4. That authority for the administration of the ARG scheme continue to be delegated to the Director for Place and Enterprise, in consultation with the Section 151 Officer, the Leader of Council and the lead Executive Member for Finance, including the decision as to how to fund wider business support measures, once the further guidance on the ARG has been published and clarified.

E.81/20 **DECLARATIONS OF INTEREST**

Members and officers were invited to declare any interests in the items of business to be considered during the course of this meeting and these were recorded as follows:

Cllr N Hopwood declared a personal interest in Item 7: 'Motorhome Policy' (Minute E.84/20 below refers) by virtue of her ownership of a Motorhome and remained in the meeting and took part in the debate and vote thereon; and

Cllr J Sweett declared a Disclosable Pecuniary Interest in Item 2(a): 'Urgent Business: (a) ARG Policy – Supporting Our Business Communities' (Minute E.80/20(a) above refers) by virtue of being a recipient of some of the Grant Funding that had been made available for businesses and remained in the meeting during the debate on this item.

E.82/20 **PUBLIC QUESTION TIME**

It was noted that one public question had been received in accordance with the Executive Procedure Rules for consideration at this meeting:

(a) Question received from Dr Thelma Rumsey

Does SHDC have a Tree Strategy? What measures will be taken to retain mature trees vital within our landscape? In recognising their importance could SHDC consider increasing staffing - another arboriculturalist plus dedicated team of assistant and legal?

(Mature trees (ignoring ash) are being removed at alarming speed. Protection is essential.)

In reply, the Deputy Leader started by thanking Dr Rumsey for submitting her question and paid tribute to the work carried out by tree wardens across the District.

The Deputy Leader then advised that the Council did currently have a *Tree Protection, Inspection and Management Policy and Procedures* document. This document was not dissimilar to a *Tree Strategy* but was now in need of updating. This would see a broader strategic approach to Tree Management and Protection, and would embrace additional important issues related to climate change, air quality and the impacts resulting from current pest and diseases, for example - *Ash dieback*. The Government was already reviewing this at a national level (***England Tree Strategy – Consultation 2020***) with the intention of issuing guidance and directives to local authorities. Aware that this was due, the Council was minded to see the outcome so it could help shape our own approach to an *SHDC Tree Strategy*, in particular because this would enable better opportunities to tap into funding sources etc.

In addition, the Deputy Leader informed that there were already robust processes in place within our current legislative framework for protecting trees to ensure their retention in developments. Similarly, the revised National Planning Policy Framework now secured protection of ancient and veteran trees. The local authority proactively worked to retain trees with the resources available, and must act reasonably in its approach to secure tree protection when applying Tree Preservation Order legislation. This was where the support of our community was of particular importance, especially the highly valued role that tree wardens play in helping the Council to retain and protect the district's trees when they came under threat. The Council was also working with our partners such as Devon County Council and the Woodland Trust in shaping a collective response to climate change and the significant adverse impacts arising from Ash dieback.

Finally, Cllr Bastone advised that the Council continuously monitored our resourcing regarding our statutory responsibilities, including arboricultural matters within the Council to ensure that the service was maintained.

E.83/20 EXECUTIVE FORWARD PLAN

Members were presented with the Executive Forward Plan setting out items on the agenda for Executive meetings for the next four months and noted its content.

E.84/20 MOTORHOME POLICY

Members were presented with a report that highlighted the ever-increasing numbers of motorhomes / campervan users that were opting to use car parks and other locations for overnight stays in the South Hams. As a consequence, the report identified opportunities to amend car park operations and made recommendations relating to overnight sleeping within Council off-street car parks.

In discussion, reference was made to:-

- (a) the likely economic benefits arising from the proposals. Members reiterated that the primary purpose of the proposals was to provide a much needed boost to the local economy as opposed to income generation for the Council. In expanding upon the point, Members also acknowledged that the proposals were not intended to compete with existing privately owned local campsites;

- (b) an amendment to the motion. An amendment was **PROPOSED** and **SECONDED** as follows:

That approval be given to the variation of the off-street parking orders by the Head of Assets, in consultation with the lead Executive Member for Commercial Services and the Leader of the Council to allow overnight sleeping within designated Car Parks (as set out in Option B of the presented agenda report), subject to:

- *It being recognised that this decision is now subject to a 21 day public consultation exercise being undertaken (paragraph 3.2.5 of the presented agenda report refers); and*
- *Car parks at North Sands, Salcombe; Slapton; and Torcross being charged at £15 per night, with the remaining Car Parks at £10 per night.*

In debate on the amendment, there was widespread support for inclusion of reference to the public consultation exercise. A number of specific points that were raised by local Ward Members in debate were encouraged to be submitted as part of this consultation process. However, there was a difference of opinion expressed with regard to the revised pricing proposals, with some Members being of the view that £15 for all car parks was excessive, whereas other Members considered the proposed charges to be reasonable.

When put to the vote, it was declared **CARRIED** by three votes to two that the amendment be approved and therefore incorporated into the substantive motion;

- (c) the proposals, if adopted, being initially for a twelve-month trial period. Whilst welcoming the proposal for a trial, Members also felt that a user survey should be carried out throughout the year that would help to glean feedback before a decision was made as to whether or not the trial should be made permanent;
- (d) increased enforcement and monitoring. In the event of the proposals being introduced, some Members felt that it would be critical for the Council to undertake more frequent day and night time enforcement and monitoring activity. Furthermore, the need for increased litter bin provision in these car parks was noted;
- (e) village hall car parks. Members encouraged parish councils to explore any opportunities that they may have to adopt similar provision within their village / parish hall car parks.

It was then:

RESOLVED

That approval be given to the variation of the off-street parking orders by the Head of Assets, in consultation with the lead Executive Member for Commercial Services and the Leader of the Council to allow overnight sleeping within designated Car Parks (as set out in Option B of the presented agenda report), subject to:

- It being recognised that this decision is now subject to a 21 day public consultation exercise being undertaken (paragraph 3.2.5 of the presented agenda report refers); and
- Car parks at North Sands, Salcombe; Slapton; and Torcross being charged at £15 per night, with the remaining Car Parks at £10 per night.

E.85/20 ELECTRIC VEHICLE CHARGING AND RENEWABLE ENERGY STRATEGY

The Executive considered a report that presented a progress update on the Council's Electric Vehicle Charging and Renewable Energy Strategy.

In discussion, the following points were raised:-

- (a) In reply to some Member concerns over the lack of progress of solar panel installation in Council Car Parks, it was noted that this was largely attributed to balancing the significant capital expenditure costs with the actual solar gain from such installation;
- (b) Some Members hoped that measures could be put in place to ensure that there was sufficient turnover of users who would be able to park in the spaces that were set aside for Electric Vehicle Charging Points;
- (c) With regard to the Electric Vehicle Charging Strategy, the lead Executive Member reminded the meeting that such provision did not have to be the sole responsibility of local authorities;
- (d) The importance of the appropriate infrastructure being in place throughout the entire South West region was also noted.

It was then:

RESOLVED

1. That the progress of the Electric Vehicle Charging Strategy to date be noted;

2. That Council be **RECOMMENDED** to approve capital expenditure of up to £170,000 from the Capital Programme Contingency Reserve (as set out in the Finance Section of the presented agenda report) as follows:
 - (a) £80,000 for the upgrade of the network and rapid charger install at Totnes Depot; and
 - (b) £90,000 for the network upgrade and limited initial phase of additional rapid chargers at Follaton House, to facilitate the conversion of the light commercial vehicle fleet to Electric Vehicles.
3. That Council be **RECOMMENDED** to approve the spend of up to £15,000, funded from the Climate Change Earmarked Reserve, to fund an externally commissioned report to investigate and scope opportunities primarily for Electric Vehicle Charging Points within the Council's property portfolio, namely: car parks, depots and offices. Additionally, to explore opportunities for solar and battery storage across the estate; and
4. That the contribution of these schemes towards the Council's Climate Change and Biodiversity adopted aims be noted.

E.86/20

CORPORATE STRATEGY DEVELOPMENT

Consideration was given to a report that set out the proposed timeline and process for developing the new Corporate Strategy, together with the resources to support its implementation.

In discussion, the need for swift progress to be made to ensure that a new Corporate Strategy was presented to the Council for adoption was reiterated.

It was then:

RESOLVED

That the Chief Executive and the Director of Governance and Assurance be instructed to develop the Corporate Strategy, in line with the timeline and programme set out in Section 4 of the presented agenda report.

E.87/20

DEVELOPMENT MANAGEMENT / PLANNING ENFORCEMENT SERVICE REVIEW

A report was considered that informed of a Development Management / Planning Enforcement Service Review that was to be undertaken.

In discussion, the following points were raised:-

- (a) Specifically with regard to Planning Enforcement, Members hoped that an outcome of the Review would be that cases would be either subject to enforcement action or closed. It was considered regrettable that a number of cases were held in abeyance for a number of years;
- (b) In light of the number of misconceptions associated with Development Management and Planning Enforcement, there was felt to be a need to educate local residents, community groups and town and parish councils.

It was then:

RESOLVED

1. That the review of the Development Management and Planning Enforcement Services (as set out in Sections 3.2 to 3.11 of the presented agenda report) and the subsequent development of a Service Improvement Plan be endorsed; and
2. That officers be instructed to bring back to the Executive a report and Service Improvement Plan within the next three months.

E.88/20

RELEASE OF SECTION 106 FUNDS FOR DARTINGTON WOODLAND ADVENTURE BIKE TRACK PROJECT

The Executive considered a report that sought approval of the release of £11,387 of Section 106 funds towards the Dartington Woodland Adventure Bike Track project.

During the ensuing discussion, reference was made to:-

- (a) the work of the Dartington Recreation Association. In his introduction, the lead Executive Member informed that he had recently met with representatives of the Association. The Member proceeded to pay tribute to the representatives and, in highlighting how fantastic the facility was, hoped that other Community Groups within the South Hams would aspire to obtain similar provisions;
- (b) a statement made by the local Ward Member. The local Ward Member was invited to provide a statement to the meeting during which she stated that she was not against the development of a Bike Track. However, she did have real concerns over the choice of a mature woodland site as its location. Whilst not referred to in the presented agenda report, the Member also highlighted that the local Parish Council had raised objections to the project.

In stressing the need for the Council, in its capacity as the Local Planning Authority, to uphold its responsibilities, the Member concluded by asking that the Association re-consider siting the Track on to an adjacent grass area.

It was then:

RESOLVED

That £11,387 be released of Section 106 funds towards the Dartington Woodland Adventure Bike Track project.

E.89/20 WRITE-OFF REPORT FOR 2020/21

A report was considered that presented the write-offs for the period from 1 April 2020 to 31 March 2021.

In discussion, the following points were raised:

- (a) Members thanked residents and officers for their support and hard work during what had been an incredibly difficult twelve month period;
- (b) With regard to the frequency of reporting, Members felt that, in the future, it would be appropriate for write-off reports to be presented on a six-monthly basis and it was agreed that this should be reflected in an additional recommendation.

It was then:

RESOLVED

- 1) That, in accordance with Financial Regulations, it be noted that the Section 151 Officer has authorised the write-off of individual Council debts totaling £187,751.43 (as set out in Tables 1 and 2 of the presented agenda report);
- 2) That the write-off of individual debts in excess of £5,000 (totaling £241,406.95) as detailed in Table 3 of the presented agenda report be approved; and
- 3) That the Executive be in receipt of future Write-off Reports on a six monthly basis.

(NOTE: THESE DECISIONS, WITH THE EXCEPTION OF E.80/20(a) PART 2 AND E.85/20 PARTS 2 AND 3 WHICH WERE RECOMMENDATIONS TO THE ANNUAL COUNCIL MEETING TO BE HELD ON 20 MAY 2021, WILL BECOME EFFECTIVE FROM 5.00PM ON TUESDAY, 4 MAY 2021 UNLESS CALLED IN, IN ACCORDANCE WITH SCRUTINY PROCEDURE RULE 18).

(Meeting commenced at 10:00 am and concluded at 12.30 pm)

Chairman

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