

# South Hams Council



<b>Title:</b>	<b>Agenda</b>																														
<b>Date:</b>	<b>Thursday, 19th May, 2016</b>																														
<b>Time:</b>	<b>2.00 pm</b>																														
<b>Venue:</b>	<b>Council Chamber - Follaton House</b>																														
<b>Full Members:</b>	<p style="text-align: center;"><b>Chairman</b> Bramble <b>Vice Chairman</b> Smerdon</p> <p><i>Members:</i></p> <table><tbody><tr><td>Baldry</td><td>Hopwood</td></tr><tr><td>Bastone</td><td>Horsburgh</td></tr><tr><td>Blackler</td><td>May</td></tr><tr><td>Brazil</td><td>Pearce</td></tr><tr><td>Brown</td><td>Pennington</td></tr><tr><td>Cane</td><td>Pringle</td></tr><tr><td>Cuthbert</td><td>Rowe</td></tr><tr><td>Foss</td><td>Saltern</td></tr><tr><td>Gilbert</td><td>Steer</td></tr><tr><td>Green</td><td>Tucker</td></tr><tr><td>Hawkins</td><td>Vint</td></tr><tr><td>Hicks</td><td>Ward</td></tr><tr><td>Hitchins</td><td>Wingate</td></tr><tr><td>Hodgson</td><td>Wright</td></tr><tr><td>Holway</td><td></td></tr></tbody></table>	Baldry	Hopwood	Bastone	Horsburgh	Blackler	May	Brazil	Pearce	Brown	Pennington	Cane	Pringle	Cuthbert	Rowe	Foss	Saltern	Gilbert	Steer	Green	Tucker	Hawkins	Vint	Hicks	Ward	Hitchins	Wingate	Hodgson	Wright	Holway	
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<b>Substitutes:</b>	Named substitutes are not appointed																														
<b>Interests – Declaration and Restriction on Participation:</b>	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.																														
<b>Committee administrator:</b>	Member.Services@swdevon.gov.uk																														

**1. Election of 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. Minutes**

**1 - 26**

to approve as a correct record and authorise the Chairman to sign the minutes of the meetings of the Council held on 11 February 2016, 25 February 2016 and 7 April 2016;

**7. 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 – see item 9 below;

**8. Appointment of Members of the Bodies of the Council**

**27 - 28**

to appoint the Members of the following Council Bodies for the 2016/17 Municipal Year:-

- a) Audit Committee;
- b) Development Management Committee;
- c) Executive;
- d) Licensing Committee; and
- e) Overview and Scrutiny Panel.

**9. Election of Chairman and Vice-Chairman of Bodies of the Council**

**29 - 30**

to elect the Chairman and Vice-Chairman of the following

Bodies of the Council for the 2016/17 Municipal Year:-

- a) Audit Committee;
- b) Development Management Committee;
- c) Licensing Committee;
- d) Overview and Scrutiny Panel; and
- e) Salcombe Harbour Board (Chairman only).

**10. Appointment of Representatives on Outside Bodies 31 - 36**

to consider a report concerning the appointment of Members as representatives on Outside Bodies for the 2016/17 Municipal Year;

**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.

**11. Appointment of Other Groups 37 - 38**

to agree to the appointment of the following Groups for the 2016/17 Municipal Year:-

- a) Beach Management Working Group;
- b) Council Tax Setting Panel;
- c) Design and Conservation Panel;
- d) Devon Building Control Partnership;
- e) Income Generation Working Group;
- f) Political Structures Working Group;
- g) Public Spaces Working Group;
- h) Strategic Planning Working Group; and
- i) Youth Engagement Working Group.

**12. 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 item 17 below);

**13. Confidential Business**

the Chairman to inform the meeting of any confidential item of business;

**14. 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;

**15. 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;

**16. Chairman's Announcements;**

**17. Business Brought Forward by the Chairman**

to consider business (if any) brought forward by the Chairman as reported under item 12 above;

**18. Questions**

to consider the following questions received (if any) in accordance with Council Procedure Rule 8:

**(a) From Cllr Baldry to Cllr Tucker, Leader of the Council**

‘For the 2017 Overview and Scrutiny Panel Budget meeting, will the Constitution of the Council be changed in order that all Members may play a part, including full voting?’

**(b) From Cllr Baldry to Cllr Wright, lead Executive Member for Support Services**

‘As you know, the Government has set all public sector employers an annual target of apprentices making up 2.3% of the workforce. What percentage of SHDC employees are apprentices?’

**(c) From Cllr Baldry to Cllr Wright, lead Executive Member for Support Services**

‘Publicity issued by SHDC, other local authorities and the government traditionally quotes Band D properties as ‘the Average’. The use of the term ‘average’ is statistically questionable in this context. Across the District, what is the percentage of residential

Council Tax paying properties in each Council Tax band?”

**(d) From Cllr Hodgson to Cllr Tucker, Leader of the Council**

‘When will the public along with Town and Parish Councils be consulted on the Devolution Bid that has now been submitted to the Secretary of State for Local Communities? Can the Leader assure us that this will be a comprehensive consultation where all elements of the bid will be open to comment and input from the public and with widespread promotion to ensure full public awareness and engagement in the process?’

**(e) From Cllr Hodgson to Cllr Tucker, Leader of the Council**

‘Further to my question asked at full Council on 8 October 2015 and again on 10 December 2015, please can the Leader update us on the situation with regard to the Syrian refugee resettlement programme that I understand this Council is supporting? With the further commitment of the UK Government to take 3,000 unaccompanied children and the recent atrocities of bombing refugee camps and hospitals within Syria, this humanitarian crisis and the role of local authorities has now become even more urgent.

Please can the Leader confirm that this Council is committed to playing its part in welcoming, supporting and accommodating its fair share of refugees including unaccompanied children; will he write to the Prime Minister to assure him that South Hams District Council stands ready and willing to help at this time of crisis?

**19. Notice of Motion**

to consider the following motions received (if any) in accordance with Council Procedure Rule 10.1.

**(a) By Cllrs Tucker and Brazil**

“This Council is very concerned with some of the consequences of the Housing Bill. We may find ourselves unable to address our local housing needs and welcome some of the amendments proposed by the Lords, in particular those in respect of ‘Starter Homes’. We call upon local MPs to lobby Government Ministers and, as a last resort, vote against Government legislation that will prevent planning authorities doing what’s best for our local communities.”

**(b) By Cllrs Green and Hodgson**

“This Council notes the suffering forced upon local residents as a result of this government’s cuts programme and asserts that there is an alternative to its ideologically driven attack on public services, namely the levy of a financial transaction tax on the speculative activities that have accelerated the recent enrichment of the few to the detriment of the many. The Council therefore calls upon the Government to enact a financial transaction tax (Robin Hood Tax) and use the revenues from this measure to reverse ongoing shrinkage in central grants to our Council. In doing so, we would be combatting austerity both within our authority and beyond joining 70 other councils, including Edinburgh, Cardiff, Islington, Manchester and Sheffield.

**(c) By Cllrs Hodgson and Green**

“This Council develops a policy opposing the use of the process known as ‘Fracking’ in South Hams to obtain fossil fuels. ‘Fracking’ is a dangerous exploitive process that brings a low rate of return of energy, can create mini earthquakes and can pollute drinking water supplies.

**(d) By Cllrs Hodgson and Green**

“This Council bans the use of Glyphosphate herbicide as a dangerous pollutant on council land. Glyphosphate is now listed by the World Health Organisation as a probably carcinogen and is dangerous to wildlife and drinking water supplies. It is banned in Denmark, Holland, Paris and Sri Lanka. France, Brazil and El Salvador are also currently considering full bans.”

**(e) By Cllrs Hodgson and Baldry**

“This Council will not permit the culling of badgers on Council owned land, it will instead permit the Bovine TB vaccination programme to be carried out on badgers. The Badger cull is barbaric and dangerous for humans and wildlife within the (two mile) shooting range and interferes with wildlife and natural habitats. The vaccination programme is sage, cheaper and more reliable to avoid any spread of Bovine TB.”

**20. Community Governance Review**

**39 - 48**

to consider a report that presents the recommendations of the Political Structures Working Group in respect of the proposal to

transfer the area to the east of Ivybridge from Ugborough parish to Ivybridge parish;

**21. Calendar of Meetings 2016/17 49 - 56**

to consider a report which presents the draft Calendar of Meetings for the 2016/17 Municipal Year

**22. Appointment of Salcombe Harbour Board Co-Opted Members 57 - 60**

to consider a report that seeks to appoint two Co-Opted Members on to the Salcombe Harbour Board;

**23. Reports of Bodies 61 - 122**

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

<b>Council Body</b>		<b>Date of Meeting</b>
a	Development Management Committee	17 February 2016
b	Overview and Scrutiny Panel	25 February 2016
c	Council Tax Setting Panel	25 February 2016
d	Salcombe Harbour Board	29 February 2016
e	Executive	10 March 2016
f	Development Management Committee	16 March 2016
g	Audit Committee *	24 March 2016
h	Executive	7 April 2016
i	Overview and Scrutiny Panel	7 April 2016
j	Overview and Scrutiny Panel	21 April 2016

**\* Indicates minutes containing recommendations to Council.**