

South Hams Council



Title:	Agenda																														
Date:	Thursday, 28th September, 2017																														
Time:	2.00 pm																														
Venue:	Council Chamber - Follaton House																														
Full Members:	<p style="text-align: center;">Chairman Cllr Cuthbert Vice Chairman Cllr Hicks</p> <p><i>Members:</i></p> <table><tbody><tr><td>Cllr Baldry</td><td>Cllr Hopwood</td></tr><tr><td>Cllr Bastone</td><td>Cllr Huntley</td></tr><tr><td>Cllr Birch</td><td>Cllr May</td></tr><tr><td>Cllr Blackler</td><td>Cllr Pearce</td></tr><tr><td>Cllr Bramble</td><td>Cllr Pennington</td></tr><tr><td>Cllr Brazil</td><td>Cllr Pringle</td></tr><tr><td>Cllr Brown</td><td>Cllr Rowe</td></tr><tr><td>Cllr Cane</td><td>Cllr Saltern</td></tr><tr><td>Cllr Foss</td><td>Cllr Smerdon</td></tr><tr><td>Cllr Gilbert</td><td>Cllr Steer</td></tr><tr><td>Cllr Green</td><td>Cllr Tucker</td></tr><tr><td>Cllr Hawkins</td><td>Cllr Vint</td></tr><tr><td>Cllr Hitchins</td><td>Cllr Wingate</td></tr><tr><td>Cllr Hodgson</td><td>Cllr Wright</td></tr><tr><td>Cllr Holway</td><td></td></tr></tbody></table>	Cllr Baldry	Cllr Hopwood	Cllr Bastone	Cllr Huntley	Cllr Birch	Cllr May	Cllr Blackler	Cllr Pearce	Cllr Bramble	Cllr Pennington	Cllr Brazil	Cllr Pringle	Cllr Brown	Cllr Rowe	Cllr Cane	Cllr Saltern	Cllr Foss	Cllr Smerdon	Cllr Gilbert	Cllr Steer	Cllr Green	Cllr Tucker	Cllr Hawkins	Cllr Vint	Cllr Hitchins	Cllr Wingate	Cllr Hodgson	Cllr Wright	Cllr Holway	
Cllr Baldry	Cllr Hopwood																														
Cllr Bastone	Cllr Huntley																														
Cllr Birch	Cllr May																														
Cllr Blackler	Cllr Pearce																														
Cllr Bramble	Cllr Pennington																														
Cllr Brazil	Cllr Pringle																														
Cllr Brown	Cllr Rowe																														
Cllr Cane	Cllr Saltern																														
Cllr Foss	Cllr Smerdon																														
Cllr Gilbert	Cllr Steer																														
Cllr Green	Cllr Tucker																														
Cllr Hawkins	Cllr Vint																														
Cllr Hitchins	Cllr Wingate																														
Cllr Hodgson	Cllr Wright																														
Cllr Holway																															
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:	Member.Services@swdevon.gov.uk																														

1. Minutes

1 - 28

to approve as a correct record and authorise the Chairman to sign the minutes of the meetings of the Annual Council held on 11 May 2017 and the Special Council held on 27 July 2017.

2. 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;

3. 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;

4. 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;

5. Chairman's Engagements

6. Business Brought Forward by the Chairman

to consider business (if any) brought forward by the Chairman;

7. Questions

to consider the following question received in accordance with Council Procedure Rule 8.

(a) From Cllr Birch to Cllr Tucker, Leader of Council

'By reference to the One Council Consultation Survey Questions, how many have participated to date? How many of the participants are from South Hams? How many of the South Hams participants have responded to Question 2 by stating they support the idea of creating a new Council and how many are opposed or are against the idea?'

(b) From Cllr Birch to Cllr Tucker, Leader of Council

'By reference to the telephone survey being undertaken in respect of the One Council Consultation how many have participated to date? How many of the participants are from

South Hams? How many have indicated they are in favour of the idea of creating a new Council and how many are opposed or are against the idea?’

(c) From Cllr Hodgson to Cllr Tucker, Leader of Council

‘Further to the many concerns that have been raised by South Hams residents that the public consultation on the formal joining of South Hams and West Devon has been biased towards a positive response, please could the Leader assure this Council that the vote taken on 31 October will not be politically whipped? Also that further measures and options to ensure the independent financial security of this council and its ability to continue to deliver front line services will be considered if the decision is taken to remain as South Hams District Council.’

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

‘Can the Leader give assurance that our Planning Enforcement is working as the illegal wall at Meadowside in Dartington remains in situ 15 months after being reported for investigation and apparently has now been put forward for planning. This planning by stealth undermines confidence and the good reputation of our planning system, how can we tighten up our system to avoid these planning mistakes being legitimatised?’

8. Notice of Motion

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

(a) By Cllrs Birch and Baldry

‘This Council resolves to investigate and report on the formation of a company, similar to that set up by Wokingham Borough Council, for the purpose of delivering social housing in order to meet the needs of those in South Hams who are finding it difficult to purchase their own property and/or find suitable rented accommodation.

An initial report is to be presented to the Executive and Overview and Scrutiny Panel within the next three months.’

(b) By Cllrs Green and Hodgson

‘This Council will:

require that all Councillors sign an agreement to refrain from submitting for planning permission which would lead to a

development within the District resulting in a market value gain of over £500,000 whilst being a District Councillor and for a period of one year after being a District Councillor. The agreement will include a penalty for failure to comply, equivalent to any resulting market value increase over £500,000, to be payable to the Council.'

(c) By Cllrs Hodgson and Green

'This Council is disappointed that our district council representative on DCC Health and Adult Care Scrutiny Committee recently voted against calls to refer the closure of community hospital beds to the Secretary of State for Health and in future we call on him to consult the Leader of this Council, if a County Council Health and Wellbeing Scrutiny Committee is debating and voting on a decision that affects the whole of Devon.

This Council also wants to remind the District Council representative on Devon County Council Health and Wellbeing Scrutiny Committee that he is there to represent the views of all District Councils not his own personal opinion.

This Council will write to their representative noting our disappointment at his vote to not refer the decision to the Secretary of State.'

9. Exclusion of Public and Press

"That in accordance with Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during consideration of the following items of business in order to avoid the likely disclosure to them of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A to the Act";

10. Delivery of Best Value for Money Front Line Services

29 - 96

11. Re-admittance of Public and Press

12. 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.

	<i>Page No</i>
(a) Salcombe Harbour Board* - 10 July 2017	97 - 104
(b) Audit Committee - 20 July 2017	105 - 110
(c) Overview & Scrutiny Panel - 27 July 2017	111 - 120
(d) Development Management Committee - 2 August 2017	121 - 136
(e) Overview & Scrutiny Panel - 24 August 2017	137 - 150
(f) Executive* - 14 September 2017	151 - 158