

At a Meeting of the **WEST DEVON BOROUGH COUNCIL** held in the **COUNCIL CHAMBER, KILWORTHY PARK, TAVISTOCK** on **TUESDAY** the **23<sup>RD</sup>** day of **FEBRUARY 2012** at **4.30pm** pursuant to Notice given and Summons duly served.

**Present**

Mr D Horn – Mayor	
Mr R Musgrave – Deputy Mayor	
Mrs S Bailey	Mr R Baldwin
Mr K Ball	Mr M Benson
Mr W Cann OBE	Mrs A Clish-Green
Mr D Cloke	Mrs M Ewings
Mrs M Harper	Mr T Hill
Mr J Hockridge	Mr A Leech
Mr J McInnes	Mr N Morgan
Mr M Morse	Mr R Oxborough
Mr T Pearce	Mrs L Rose
Mr R Sampson	Mr P Sanders
Mrs D Sellis	Mr E Sherrell
Mr D Whitcomb	Mr D Wilde

Chief Executive  
Head of Finance and Audit  
Deputy Monitoring Officer  
Democratic Services Manager

**CM 62 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Mrs C Hall, Mrs C Marsh, Miss D Moyse and Mr P Ridgers.

**CM 63 DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**CM 64 COMMUNICATIONS FROM THE MAYOR**

The Mayor stated that he had three matters which he wished to highlight.

Firstly, the Mayor made reference to the recent announcement that for the second year running, the Council had won the National Local Land Charges Award for Excellence – Customer Satisfaction. On behalf of the Council, the Mayor wished to congratulate Claire Fryer and Louise Sykes on this excellent achievement.

Secondly, the Mayor advised the Council that he was in the process of sending a card to Her Majesty, The Queen to congratulate her on her Diamond Jubilee.

Thirdly, the Mayor made reference to his upcoming Civic Dinner and reminded any Members who still wished to attend to let Cllr Bailey know before Friday, 24 February 2012.

**CM 65 COUNCIL TAX RESOLUTION 2012/13**

The Head of Finance and Audit presented a report which had been circulated separately to the agenda and which sought to enable the Council to calculate and approve the Council Tax requirement for 2012/13.

The calculations and setting of the Council Tax had taken account of the precepts notified from Devon County Council, Devon & Cornwall Police Authority, Devon & Somerset Fire & Rescue Authority and the Town & Parish Councils, together with the Borough Council.

It was then moved by Councillor Mr P Sanders and seconded by Councillor Mr J McInnes and upon the motion being submitted to the meeting was declared to be **CARRIED** and **"RESOLVED** that the formal council tax resolutions (as detailed below) be approved:-

1. That it be noted that on 21 December 2011, the Chief Executive and Strategic Directors, under delegated authority from full Council, approved the Council Tax Base for the year 2012/13.
  - (a) For the whole Council area as 21,019.39 (item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the Act)); and
  - (b) For dwellings in those parts of its area to which a Parish precept relates, as in Appendix A to the presented agenda report.
2. That the Council Tax requirement for West Devon Borough Council's own purposes for 2012/13 (excluding Parish precepts) is calculated at £4,139,769 (Appendix B of the presented agenda report refers);
3. That the following amounts are calculated by the Council for the year 2012/13 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992 and the Localism Act 2011 (Appendix B of the presented agenda report refers):
  - (a) £27,875,966 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) of the Act taking into account all precepts issued to it by Parish/Town Councils (Gross expenditure including parish precepts).
  - (b) £22,596,181 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) of the Act (Total income including formula grant and council tax surplus).

- (c) £5,279,785 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above calculated by the Council, in accordance with Section 31A(4) of the Act as its Council Tax requirement for the year (Item R in the formula in Section 31B of the Act) (Council Tax requirement including parish precepts).
- (d) £251.19 being the amount at 3(c) above (Item R), all divided by Item T (1(a) above), calculated by the Council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (Average band D council tax for West Devon Borough Council and parishes).
- (e) £1,140,016 being the aggregate amount of all special items (Parish precepts) referred to in Section 34(1) of the Act (as per the attached Appendix C of the presented agenda refers).
- (f) £196.95 being the amount at 3(d) above less the result given by dividing the amount at 3(e) above by Item T (1(a) above), calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its Council Tax for the year for dwellings in those parts of its area to which no Parish precept relates (Band D council tax for West Devon Borough Council only).

4. That it be noted the County Council, the Police Authority and the Fire Authority have issued precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each of the categories of dwellings as shown below:

Precepting authority	Valuation Bands							
	A £	B £	C £	D £	E £	F £	G £	H £
Devon County Council's tax requirements	744.24	868.28	992.32	1,116.36	1,364.44	1,612.52	1,860.60	2,232.72
Devon & Cornwall Police Authority's tax requirements	106.49	124.23	141.98	159.73	195.23	230.72	266.22	319.46
Devon & Somerset Fire & Rescue Authority's tax requirements	49.28	57.49	65.71	73.92	90.35	106.77	123.20	147.84

5. That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the amounts of Council Tax for the year 2012/13 for each of the categories of dwellings shown at Appendix D of the presented agenda report (total of all valuation band council taxes for West Devon Borough Council including parishes, county, police and fire authorities).
6. That the Council has concluded that the basic amount of Council Tax for West Devon Borough Council for 2012/13 is not excessive in accordance with principles approved under Section 52ZB Local Government Finance Act 1992. (the calculation at Appendix B of the presented agenda report refers).

**CM 66 CALENDAR OF MEETINGS 2012/2013**

The proposed Calendar of Meetings for 2012/2013 was attached to the agenda at page 1.

It was moved by Councillor Mr P Sanders, seconded by Councillor Mr J McInnes and upon the motion being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that the Calendar of Meetings for 2012/2013 be adopted”.

**CM 67 COMMON SEAL**

A copy of the documents signed by the Mayor during the period between 1 February 2012 and 14 February 2012 was attached to the agenda (page 3 refers) and noted by the Meeting.

It was then moved by Councillor Mr E Sherrell, seconded by Councillor Mr P Sanders and upon the motion being submitted to the Meeting was declared to be **CARRIED** and “**RESOLVED** that the Mayor and the Chief Executive (or deputies appointed by them) be authorised to witness the fixing of the seal on documents”.

(The Meeting terminated at 4.50 pm)

Dated this 27<sup>th</sup> March 2012

---

**Mayor**