

Date: 14 October 2013  
Contact name: Diana Vernon  
Contact number: 01395 517541  
E-mail: [dvernon@eastdevon.gov.uk](mailto:dvernon@eastdevon.gov.uk)  
Our Reference: DV



To: [All elected Members of the Council](#)  
Honorary Aldermen  
Chief Executive  
Deputy Chief Executives

East Devon District Council  
Knowle  
Sidmouth  
Devon  
EX10 8HL

Dear Sir/Madam

DX 48705 Sidmouth

**Meeting of the Council of the District of East Devon on  
Wednesday 23 October 2013 at 6.30 pm**

Tel: 01395 516551

Fax: 01395 517507

[www.eastdevon.gov.uk](http://www.eastdevon.gov.uk)

You are called upon to attend the above meeting to be held in the Council Chamber, Knowle, Sidmouth. It is proposed that the matters set out on the agenda below will be considered at the meeting and resolution or resolutions passed as the Council considers expedient.

**Members of the public are welcome to attend the meeting which will start at 6.30 pm.**

- **A period of 15 minutes has been provided at the beginning of the meeting to allow members of the public to raise questions.**
- **All individual contributions will be limited to 3 minutes – where there is an interest group of objectors or supporters, a spokesperson should be appointed to speak on behalf of group.**
- **The public is advised that the Chairman has the right and discretion to control questions to avoid disruption, repetition - to make best use of the meeting time.**

Should anyone have any special needs or require any reasonable adjustments to assist them in making individual contributions, please contact Diana Vernon. Contact details are at the top of this page.)

**A hearing loop system will be in operation in the Council Chamber.**

Written Questions by Members: Please note that under Procedure Rule 9.2, Councillors may submit written questions to Council Leader or specific Portfolio Holders.

Councillors and members of the public are reminded to turn mobile phones to silent during the meeting. If this is not practical due to particular circumstances, please advise the Chairman in advance of the meeting.

Yours faithfully

A handwritten signature in black ink, appearing to read "Mark Williams".

Chief Executive

Prior to the formal start of the meeting, the Chairman will invite Revd Jeremy White, former vicar of Uplyme, to say a prayer.

## **AGENDA**

- 1 Public question time – standard agenda item (15 minutes)

Members of the public are invited to put questions to the Council through the Chairman. (The process is set out on the front of the agenda).

Councillors also have the opportunity to ask questions of the Leader and/or Portfolio Holders during this time slot whilst giving priority at this part of the agenda to members of the public.

- 2 To confirm as a true record the minutes of the meeting of the Council held on 24 July 2013.
- 3 Apologies.
- 4 To receive any declarations of interest relating to items on the agenda.
- 5 To consider any items, which, in the opinion of the Chairman, should be dealt with as matters of urgency because of special circumstances.  
(Note: Such circumstances need to be identified in the minutes).
- 6 To receive any announcements from the Chairman and Leader.
- 7 To agree any items to be dealt with after the public (including the press) have been excluded. There are no items which Officers recommend should be dealt with in this way.
- 8 To confirm the appointment, of Richard (Mike) Berridge to the Housing Review Board to fill the remaining vacancy for tenant and/or leaseholder representative.
- 9 The Chairman to present Long Service Awards to East Devon District Council staff
- 10 The Chairman to present Cups and Certificates to the highest scoring Villages within East Devon who took part in the Best Kept Village Competition 2013

<b>East Devon Villages who have won awards in the Devon wide competition</b>
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Kilmington – winner of the Past Winners' Category (Large Village)
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Dalwood – winner of Past Winners' Category (Small Village)
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Offwell – winner – Small Village Category
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Axmouth – runner up – Small Village Category
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<b>High scoring East Devon Villages who did not win in the Devon wide competition but whose achievements are recognised with EDDC awards</b>
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Whimple – winner – Large Village Category (Baker Cup)
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Dunkeswell – runner-up – Large Village Category
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Hawkchurch – winner – Small Village Category (Glanvill Cup)
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Talaton – runner-up in the Small Village Category
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- 11 To answer questions asked by Members of the Council pursuant to Procedure Rules No 9.2 and 9.5.

- 12 To consider reports from the Cabinet and the Council's Committees and to receive questions and answers on any of those reports:-

Cabinet	Minutes	44-62, 63-89
†Overview and Scrutiny Committee	Minutes	10-16, 17-21
†Housing Review Board	Minutes	15-31
Development Management Committee*	Minutes	6-11, 15-20, 21-28, 29-
Planning Inspections	Minutes	1-4, 5-7, 8-10, 11-18
Audit and Governance Committee	Minutes	11-18
Standards Committee – Special meeting*	Minutes	10-17
Licensing and Enforcement Committee	Minutes	5
Licensing and Enforcement Sub Committee	Minutes	12

\*The minutes of the following meetings will be forwarded under separate cover:

- Standards Committee – 9 October 2013
- Development Management Committee – 15 October 2013

†The recommendations of the meetings of Overview and Scrutiny Committee and Housing Review Board have already been referred to Cabinet for consideration.

Also to note:

- the minutes of the Special Meeting of the Development Management Committee (Minutes 12-14) held on 18 July 2013 were referred to the last meeting of Council on 24 July 2013.
- Minute 13 of the Special Standards Committee of 23 July 2013 (Social Media Use Policy) was referred to the last meeting of the Council.

13 **Motion 1 – Post Office Services (now privatised)**

“This Council recognises that it is the policy of the Government to privatise the Royal Mail but the Council is extremely concerned that the inter business agreement signed between Post Office Limited and the Royal Mail Group is not sufficiently robust to ensure the essential requirement that the “Universal” principle is maintained with satisfactory services continuing in rural areas both by the maintenance of adequate provision of rural post offices and by the requirement for postal deliveries to continue throughout rural as well as urban areas in the entire country.”

Proposed by Councillor Ken Potter, Seconded by Councillor Tim Wood and supported by Councillors Paul Diviani, Ray Bloxham, and Peter Sullivan.

14 **Motion 2 – Exeter to Salisbury and Waterloo railway line**

“This Council has long recognised the vital importance of the Exeter to Salisbury and Waterloo railway line, and has for a considerable time sought to achieve improvements to the line. The Council is disappointed that its efforts have only been partially successful in achieving a passing loop at Axminster, which has allowed an hourly service between East Devon and London.

The Council is particularly disappointed that its strong support for a passing loop between Broadclyst and Whimble, which would allow a half hourly service between East Devon stations and Exeter, has not resulted in the provision of this vitally important improvement.

The Council believes that the HS2 is not the best way of improving rail infrastructure nationally, and represents very poor value for money. The Council calls on the Government to scrap the HS2 project, and instead improve rail services across the country such as the Exeter to Salisbury and Waterloo line which would deliver considerably more benefits to rail services in a much shorter time period.

The Council agrees to write to the two MPs representing East Devon constituencies to seek their support for better rail services and a better allocation of resources to achieve this.”

Proposed by Councillor Roger Giles, Seconded by Councillor Claire Wright and supported by Councillors Trevor Cope, Ben Ingham and John Jeffery.

15 **Motion 3 – Value and protection of trees**

"This Council recognises the great value of trees to the East Devon landscape, particularly ancient woodland, and also the importance of trees to wildlife. This council is concerned at the loss of trees as a result of development proposals, and is particularly concerned at the removal of trees by developers ahead of receiving planning approval.

This Council:

1. calls on the Government to provide greater protection for trees and ancient woodland
2. calls on the government to allow greater penalties for developers who remove trees without permission
3. asks the Portfolio Holder for Environment to pursue options for woodland creation and tree planting in East Devon.”

Proposed by Councillor Claire Wright, Seconded by Councillor Roger Giles and supported by Councillors Trevor Cope, Susie Bond and Ben Ingham

16 **Motion 4 – local retail levy**

"This Council supports the following proposal under the Sustainable Communities Act:

'That the Secretary of State gives Local Authorities the power to introduce a local levy of 8.5% of the rate on large retail outlets in their area with a rateable annual value not less than £500,000 and requires that the revenue from this levy be retained by the Local Authority in order to be used to improve local communities in their areas by promoting local economic activity, local services and facilities, social and community wellbeing and environmental protection.'

The Council notes that if this power was acquired it would present the opportunity to raise further revenue for the benefit of local communities, should the Council wish to use it.

The Council resolves to submit the proposal to the government under the Sustainable Communities Act and to work together with Local Works to gain support for the proposal from other councils in the region and across the country".

Proposed by Councillor Ben Ingham, Seconded by Councillor Claire Wright and supported by Councillors Roger Giles, Susie Bond and Douglas Hull

17 **Councillor appointments**

**Housing Review Board**

To appoint 3 Councillors as 'designated persons' to comply with the new arrangements for dealing with complaints by tenants (Housing Review Board of 9 May 2013 – minute 81 refers). The Chairman of the Housing Review Board recommends that this role be taken by Councillors who are not already involved within the housing service or the Housing Review Board. The designated persons would work alongside the Tenant Complaint Panel.

**Joint Working Group – LED Leisure**

To appoint 5 EDDC Members (3C:1LD:1I) to a joint working group consisting of EDDC Councillors and representatives of LED Leisure Management Limited to review the future contract arrangements with LED due in 2016. (Cabinet meeting of 4 September 2013, Minute 20 refers)

**Exmouth Town Management Panel**

The Clerk of Exmouth Town Council has advised that the Exmouth Town Management Partnership Board no longer exists. (Councillor Jill Elson was appointed to this Outside Body at the Annual meeting of the Council in May 2013). A new body – the Exmouth Town Management Panel – has been set up and will take over the role of the former Partnership Board. Members are asked to confirm Councillor Jill Elson's appointment to the Exmouth Town Management Panel.

## Decision making and equality duties

The Council will give due regard under the Equality Act 2010 to the equality impact of its decisions. An appropriate level of analysis of equality issues, assessment of equalities impact and any mitigation and/or monitoring of impact will be addressed in committee reports. Consultation on major policy changes will take place in line with any legal requirements and with what is appropriate and fair for the decisions being taken. Members will be expected to give reasons for decisions which demonstrate they have addressed equality issues.

## Members and co-opted members remember!

- ❑ You must declare the nature of any disclosable pecuniary interests. [Under the Localism Act 2011, this means the interests of your spouse, or civil partner, a person with whom you are living with as husband and wife or a person with whom you are living as if you are civil partners]. You must also disclose any personal interest.

- ❑ You must disclose your interest in an item whenever it becomes apparent that you have an interest in the business being considered.

Make sure you say what your interest is as this has to be included in the minutes. [For example, 'I have a disclosable pecuniary interest because this planning application is made by my husband's employer'.]

- ❑ If your interest is a disclosable pecuniary interest you cannot participate in the discussion, cannot vote and must leave the room unless you have obtained a dispensation from the Council's Monitoring Officer or Standards Committee.

## Getting to the Meeting – for the benefit of visitors



The entrance to the Council Offices is located on Station Road, Sidmouth. **Parking** is limited during normal working hours but normally easily available for evening meetings.

The following **bus service** stops outside the Council Offices on Station Road: **From Exmouth, Budleigh, Otterton and Newton Poppleford – 157**

The following buses all terminate at the Triangle in Sidmouth. From the Triangle, walk up Station Road until you reach the Council Offices (approximately ½ mile).

**From Exeter – 52A, 52B**

**From Honiton – 52B**

**From Seaton – 52A**

**From Ottery St Mary – 379, 387**

Please check your local timetable for times.

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The Committee Suite has a separate entrance to the main building, located at the end of the visitor and Councillor car park. The rooms are at ground level and easily accessible; there is also a toilet for disabled users.

**For a copy of this agenda in large print, please contact the Democratic Services Team on 01395 517546**