

**NORTH DEVON COUNCIL**

Minutes of a meeting of NORTH DEVON COUNCIL held at Brynsworthy Environment Centre, Barnstaple on Wednesday 12<sup>th</sup> July 2017 at 6.00 p.m.

PRESENT: Members:

Councillor Croft (Chair)

Councillors Barker, Biederman, Bonds, Bradford, Brailey, J. Cann, R. Cann, Chesters, Crabb, Davis, Edmunds, Flynn, Fowler, Greenslade, Gubb, Haywood, Hunt, Jones, Lane, Ley, Lovering, Lucas, Luggar, Manuel, Mathews, Moore, Moores, Patrinos, Prowse, Roome (minutes 9 to 13), Tucker, Webber, White, Wilkinson, Worden and Yabsley.

Officers:

Chief Executive, Head of Corporate and Community, Head of Resources, Economic Development Manager, Chief Planning Officer, Senior Planning Policy Officer (ED) and Senior Corporate and Community Officer (BT).

Also Present:

Mr R. Liverton      Honorary Alderman.

**9                    APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Campbell, Chugg, Edgell, Harrison and Meadlarkin.

**10                  MINUTES**

RESOLVED that the minutes of the meetings held on 5<sup>th</sup> April 2017 (circulated previously) be approved as correct records and signed by the Chairman.

**11                  CHAIRMAN'S ANNOUNCEMENTS**

(a)      Local Democracy week: Ilfracombe Church of England Junior School – Councillor visit

The Chairman advised that a visit had been arranged to Ilfracombe Church of England Junior School on 11<sup>th</sup> October 2017 for a Councillor to give a talk on democracy to pupils and asked for any Member who was available to attend to notify Corporate and Community Services.

(b) Local Democracy week: Political Speed Dating Event

The Chairman advised that as part of the Local Democracy week, a Political Speed Dating event had been arranged at West Buckland school on Thursday 12<sup>th</sup> October 2017 at 12.00 pm and requested that any Members available to take part in the event to notify Corporate and Community Services.

(c) Trial of Microphone system

The Chairman advised that following comments made by some Members regarding difficulty in hearing the debate at previous Council meetings, that a microphone system was being trialled at the Council meeting. She also reminded Members to not have private conversations during the meeting.

**12 DECLARATIONS OF INTEREST**

The following declarations of interest were announced:

Councillor Brailey Item 10 (ii) (b) Minute 28 (c): Approval and release of section 106 Public Open Space, Tower view – personal and prejudicial interest as Chair of Tawstock Parish Council.

Councillor Luggar Item 10 (ii) (b) Minute 28 (c): Approval and release of section 106 Public Open Space, Tower view – personal and prejudicial interest as Member of Tawstock Parish Council.

The Chairman gave permission to Councillors Brailey and Luggar to remain in the room during the discussion, but not participate in the vote taken on the matter.

**13 EXECUTIVE REPORTS**

(a) Executive Leader report

Council noted a report by the Leader of the Council (circulated previously) regarding the work of the Executive.

Councillor Greenslade expressed concern regarding the outcome of the acute services review and the ability for consultants to rotate in different hospitals. Confirmation needed to be sought from the Clinical Commissioning Group regarding the services and resourcing of those services. He also highlighted the need for the Council to submit a formal response to the consultation currently being undertaken on the proposals for the North Devon Link Road and for Members to receive a copy.

Councillor Brailey advised that discussions had taken place with David Black, Devon County Council regarding the proposals for the North Devon Link Road. He confirmed that the Council would submit a formal response to the

consultation on the proposals for the North Devon Link Road and that this would be actioned by the Executive Lead Members Councillors Barker and Yabsley.

Councillors Haywood, Hunt and Roome declared personal interests in minute 6 of the meeting of the Executive held on 10<sup>th</sup> April 2017 in relation to Rock Park Trust as Members of Barnstaple Town Council.

(b) Executive Members reports

Council received an update by Councillor R. Cann, Executive Lead Member for Waste and Recycling regarding the Recycle More project. He advised that the Council knew that the proposed changes would be challenging and that one solution would not fit all properties and places such as flats, large families and problems with nappies requiring specific solutions or guidance. Education wardens had been employed and were working with the public to provide support and advice. The external company that had been employed had failed to deliver food caddies to all properties. Prior to the implementation of the Recycle More project, it had not been foreseen that the food waste quantities would be at a level that disrupted the collection rounds. The introduction of the new service had been delayed by two months until 5<sup>th</sup> June 2017 to ensure the robustness of proposals. Prior to implementing the new service, consultants had been employed to design routes; five education wardens had been appointed; and members of the crew had visited Exeter City Council to gain awareness of the new IT systems. It was recognised from the East Devon Council experience that communications had an important role if changes were to be successful. From 9<sup>th</sup> August 2016 to 17<sup>th</sup> June 2017, 37 communication updates had been sent out. The purdah period had an impact on communication prior to the elections. In addition a significant number of public meetings had been held including one for Members whose wards were in the trial areas, to which only two Ward Members attended. The main problem had arisen due to the unprecedented amount of food waste that had been collected since the introduction of kerbside food waste. Prior to the new service, the amount of food waste collected had been estimated based on the experience of other Councils. North Devon's food waste collections in the first four weeks had exceeded all expectations with 206 tonnes collected. Quantities of other materials such as cardboard had also increased. Although this was good news as less was going to landfill, unfortunately the collection rounds had slowed down resulting in some rounds not being collected. As a result, the Council immediately put extra resources into collecting areas that had been missed, which included staff working in the evenings and weekends and the employment of agency staff. Back up rapid response teams had been introduced to target missed food collections. The introduction of three weekly collection of residual waste in the trial area had been successful to date. The Education wardens had received a good reception at public meetings at Bratton Fleming and Whiddon Valley. The take up of the green wheelie bin service had exceeded expectations and that as at 11<sup>th</sup> July 2017, 15,305 properties had taken up the service which had resulted in £550,944 income. Previously, food waste was put into the green wheelie bin for collection for in- vessel composting. Devon

County Council would be diverting food waste to energy recovery anaerobic digestion when the system was in place. The transfer station would be located next to Brynsworthy Environment Centre and there would be no waste sent to land fill within the next two years. The initial results of the Recycle More project had been encouraging and there appeared to be a renewed enthusiasm for recycling in North Devon. Once the initial problems had been resolved, the Council would have a first class value for money service with high levels of recycling.

In response to a question from Councillor Patrinos, Councillor R. Cann advised that he had not been aware that some management would be away following the introduction of the new service, however other management had been put in place to resolve the issues that had occurred.

Councillor Prowse supported the initiative in principle and stated that the workforce had done a tremendous job, however the workforce should have been involved in designing the rounds with the consultants. Some properties had received a number of different communications on the same day regarding the proposals and Ward Members had been given insufficient notice of meetings to discuss the proposed trial.

Councillor R. Cann advised that in future the workforce and management would be involved in designing rounds with the consultants.

Councillor Greenslade, in his capacity as Chair of Overview and Scrutiny Committee, reported on the outcomes of the meeting of Overview and Scrutiny Committee on 6<sup>th</sup> July 2017. He suggested that the Council consider undertaking an education campaign regarding recycling and food waste in the future.

It was moved by Councillor Greenslade and seconded by Councillor Brailey that “the workforce, customer service staff and management be thanked for their work in overcoming the difficulties experienced following the introduction of the Recycle more project”.

RESOLVED that the workforce, customer service staff and management be thanked for their work in overcoming the difficulties experienced following the introduction of the Recycle more project.

(c) Questions to Executive submitted under Part 4, Council Procedure Rules, paragraph 10 of the Constitution

The following questions were submitted in advance of the meeting and the responses provided by the Leader and Executive Members were tabled:

- (i) Councillor Worden asked “Can the Leader say whether the new waste collection arrangements are now all in place and being delivered on time?”

Councillor Brailey's response "Councillor Worden thank you for your question. As referred to in the update to Members sent on the WIS sheet on Friday (tabled), all of the changes to the Waste and Recycling Services have now been introduced. A chargeable Garden Waste service is operating across most of the District alongside a weekly food waste collection service. Within the trial area, further changes include the collection of unlimited amounts of recycling together with a 3 weekly residual waste collection. The vast majority of residents have experienced no problems at all with the changes but some properties have experienced missed collections. This has been as a result of a number of factors including the late arrival of 4 new lorries, an increase in the amount of general recycling collected, more food waste than anticipated being collected and some properties not being included in the appropriate maps. These issues came to a head in the third week when a backlog of recycling was created. Most of those issues have now been resolved but there are still a small number of properties affected which are mainly being dealt with by the next working day. We are still anticipating having odd rounds uncompleted or properties missed as the rounds continue to bed in. Each time an issue arises; we will deal with it and if necessary make changes to the rounds etc. to ensure that it does not arise again. These problems have mainly been experienced outside of the trial area. Within the trial area, things appears to have gone very well indeed so far with particular areas experiencing a halving of residual waste and a doubling of recycling. The changes introduced within the trial area, including the 3 weekly residual waste collections, have generally been very well received and participation rates have vastly exceeded initial expectations. The update on the WIS sheet provides the actual figures and I would encourage all Members to look at these."

- (ii) Councillor Greenslade asked "Can the Leader please give an estimate of the additional costs incurred by the Council as a result of the problems incurred with the new waste collection arrangements?" Councillor Brailey's response "Councillor Greenslade thank you for your question. We had to deploy additional manpower due to the increased volume of recyclable

materials being collected; this has been both out on the rounds and also an additional fork lift driver to deal with the increased material being brought back to Brynsworthy for processing, prior to being sold. In addition, the changes we are making to the garden waste service we anticipated a take-up of 13000 properties; the actual number of properties taking up the service has exceeded 15000 to date and increasing; we therefore have had to retain some manpower resource on garden waste to deal with the higher than anticipated demand for this popular service, whereas the original plan had some of this resource moving over to kerbside recycling. In relation to additional costs incurred to cover the increased material collection; the estimated additional agency staff cost for the one month since we have rolled out the service changes has been £6,500; this equates on average to 3.5 extra staff. In addition for one week we deployed additional catch up crews on overtime from 3pm-7pm and also on the Saturday; the one-off cost of this is estimated to be £4,000. We anticipated a certain level of recycling material, including the food waste and we matched the appropriate manpower resources at this level; as has already been mentioned the actual levels are much higher and thus we need to match the appropriate level of resources to collect. There are financial benefits to the authority from the increased level of recycling material and it is important to understand these too and not just focus on the additional costs; as this additional revenue stream will cover the additional costs being deployed. The benefit of more recycling material being collected is firstly less going into landfill; there is a financial benefit to this Council from each tonne reduced from going to landfill with a savings share agreement NDC (the collecting authority) have signed up to with Devon County Council (the disposal authority). Secondly the material collected is processed here at Brynsworthy and sold to a variety of sources; with material volumes much higher than budgeted; there will be an increased income to the authority. Finally, the additional take up on the garden waste service has brought in increased income due to a higher number of people requiring this service from the authority. All of the approved service changes rolled out to the Recycling service we anticipated would produce annual net budget savings of

£340,000 to the authority; we have had to adjust and match our manpower resource to the service required for the level of material and income being collected, however we are still on target to achieve the £340,000 savings and most importantly reduce the level of waste going into landfill.” In response to a supplementary question, the Head of Resources advised that it was premature at this stage to report the additional income received as result of the sale of recyclable material volumes; however an update position would be reported to the Overview and Scrutiny Committee in due course.

- (iii) Councillor Greenslade asked “Does the Leader feel that Consultancy advice received in respect of the new waste collection arrangements was in any way suspect and if so what steps is he planning to take to seek financial redress?” Councillor Brailey’s response “Councillor Greenslade thank you for your question. The Council did employ consultants to assist in remodelling the rounds. The consultants are market experts and very experienced. They used data and information provided by us and collected data and experiences from other Councils within our family group; to redesign the routes based on anticipated participation levels and anticipated levels of recycling. In common with other Councils, we have experienced a sharp increase in the amount of recycling materials collected and the amount of food collected in particular areas exceeded initial estimates. However, other issues have also affected the service changes such as the late delivery of 4 new vehicles. It is also fair to say that any major service change affecting 44,000 households will have teething problems and that is borne out by the experience of other South West Councils introducing similar changes. We are currently monitoring collections rates and round timings and will continue to work with the consultants to make any required changes.”
- (iv) Councillor Roome asked “At the recent Scrutiny meeting, in answer to a question from Councillor Mathews, it transpired that no evaluation of the amount of food waste being collected by NDC previously had taken place. Does the Leader not agree this was a fundamental error and made it impossible to properly plan for the amount of food

waste that may be collected by the new collection arrangements?” Councillor Brailey’s response “Councillor Roome thank you for your question It was suggested at Overview and Scrutiny that the Council should have carried out an exercise to weigh the amount of food waste being put out for collection prior to the trial commencing so that a more accurate view of collection rates could be formed. As was explained at the meeting, prior to the trial starting there was no separate food waste collection and so food waste was presented as part of the green waste or part of the residual waste. It would have been incredibly difficult and extremely costly for the Council to separate out that food waste to the extent that an accurate figure could be produced and so it is not considered that this was a fundamental error. As mentioned previously, the consultants used our own data and data from other similar authorities to provide an idea as to the anticipated levels of food waste.”

- (v) Councillor Manuel asked “I understand that Councillor Cann accepts the point that insufficient engagement with waste operatives prior to the new collection arrangements starting took place. Will the Leader confirm that in future major service changes will be fully discussed with staff who deliver the service prior to changes being made.” Councillor Brailey’s response “Councillor Manuel thank you for your question I am not sure that this is an accepted point. Prior to the changes, there were many team meetings where the proposals were discussed. Crews attended Exeter City Council to see the new in cab software at work and to talk to their crews about its use. No major service changes would be introduced without engagement with the staff directly affected. It is the case that there was limited time in which to involve staff in discussions regarding the proposed rounds. This is because of the timescales involved. However, notwithstanding that, staff were given copies of the rounds and asked to comment and were also encouraged to drive the routes beforehand, although not all were able to do so. I am sure that, given more time, more discussions regarding the routes could have taken place and that in future, more discussions will take place.”

- (vi) Councillor Greenslade asked on behalf of himself and Councillors Joy Cann, Mair Manuel and Ian Roome “Does the Leader agree that proposals to divert the course of the River Yeo through Pilton Park should be subject to the fullest public consultation with the public and if so does he share my surprise that thus far no such public consultation has taken place?” Councillor Brailey’s response “Councillor Greenslade, Councillor Cann, Councillor Manuel and Councillor Roome thank you for your question. Stakeholder consultation has taken place (including local Council members) and a public consultation event will be taking place on 28<sup>th</sup> and the 29<sup>th</sup> July in the park, which is open to all. The flood studies undertaken by JBA Consulting as funded by DCC, NDC and the EA in collaboration are a technical study. However these studies have reported publically through Executive and are available on the NDC website.”
- (vii) Councillor Manuel asked “Re the proposals to divert the course of the River Yeo through Pilton Park can the Leader confirm there is no complete funding package in place at this time?” Councillor Brailey’s response “Councillor Manuel thank you for your question. There is no funding package in place at this time. The EA has indicated that they would be willing to fund part of the cost and wish to work with both DCC and NDC as partners. The flood mitigation measures will allow blighted land, currently not developable, in the Mill Road area to be brought forward for development, with a subsequent uplift in value that may contribute. Other funding sources are being explored. Funding would not be expected to be fully identified at this stage. A deliverable scheme needs to be developed against which to secure funding, and the current work is all part of the process of developing that scheme.” In response to a supplementary question, Councillor Brailey advised that the Council’s priority was to safeguard life, the properties and businesses in Mill Road.
- (viii) Councillor Greenslade asked “My understanding that diverting the course of the River Yeo through Pilton Park has not been subject to full public consultation and that funding is not fully in place to deliver this. In such circumstances why is the Council spending another £25,000 with consultants to help plan the layout of Pilton Park if

the River Yeo is diverted when there is no certainty that such a diversion will ever take place. Is this not putting the cart before the horse?” Councillor Brailey’s response “Councillor Greenslade thank you for your question. The diversion of the river at Pilton Park is an integral part of the flood defence proposal. The alternative is to sheet pile around the existing route of the river to raise the banks by the required amount to protect properties. Re-routing the river is the recommended option from the EA, and NDC is minded to be able to protect as many homes as possible. NDC needs to establish whether the rerouting is acceptable to the community, and in order to do this understand what opportunities this presents for the layout of the park.” In response to a supplementary question, Councillor Brailey advised that consultants needed to be employed to identify the best possible outcome.

- (xi) Councillor Greenslade asked “Can the Leader please say how much expenditure has been made or is committed to be made for consultants in respect of the waste collection changes, flood alleviation studies and the layout of Pilton Park?” Councillor Brailey’s response “Councillor Greenslade thank you for your question. The consultants used in respect of the recycling changes are Eunomia and the cost which has been incurred on this project over the last 18 months is £63,268. The flood alleviation studies are being carried out to protect the properties in Cell B. Currently there are 74 residential and 55 commercial properties at risk. These figures rise to 506 and 198 respectively in the 1 to 100 year scenario. The amount that has been expended to try to protect these is at Pottington and Pilton Park £16,662 and £20,211 for Pilton Park Master planning.” In response to a supplementary question, Councillor Brailey advised that a consultant had been employed as there was insufficient staff capacity to undertake this role.
- (xii) Councillor Harrison asked “Would the Leader agree to a vote of thanks for our recycling staff and our customer service staff who have carried out sterling work under some very difficult conditions.” Councillor Brailey’s response “Councillor Harrison thank you for your question. It is my pleasure to say a huge thank you to the staff of these two

areas. They have performed over and beyond the call of duty in many respects. Waste and Recycling staff worked exceptionally hard during a very hot period of weather and have continued to work hard to catch up. The Customer Services department reacted in a very professional manner when dealing with some difficult issues over the waste and recycling. Thank you once again. I would also like to say a huge thank you to all of the staff for the effort they put in to ensure our council is a first class authority.”

(d) Recommendations of the Executive

Council considered the recommendations of the Executive held on 2<sup>nd</sup> May 2017, 5<sup>th</sup> June 2017 and 3<sup>rd</sup> July 2017 (circulated previously).

(i) 2<sup>nd</sup> May 2017

It was moved by Councillor Brailey and seconded by Councillor Barker that “minute 13 (b) Approval and release of section 106 funds – Restoration of Bicclescombe Mill of the meeting held on 2<sup>nd</sup> May 2017 be adopted”.

RESOLVED that minute 13 (b) Approval and release of section 106 funds – Restoration of Bicclescombe Mill of the meeting held on 2<sup>nd</sup> May 2017 be adopted.

(ii) 5<sup>th</sup> June 2017

It was moved by Councillor Brailey and seconded by Councillor Jones that “minute 27 (b) Approval and release of section 106 funds (Newport, North Molton and Shirwell) of the meeting held on 5<sup>th</sup> June 2017 be adopted.”

RESOLVED that minute 27 (b) Approval and release of section 106 funds (Newport, North Molton and Shirwell) of the meeting held on 5<sup>th</sup> June 2017 be adopted.

It was moved by Councillor Barker and seconded by Councillor Jones that “minute 28 (c): Approval and release of section 106 Public Open Space, Tower View of the meeting held on 5<sup>th</sup> June 2017 be adopted.”

RESOLVED that minute 28 (c): Approval and release of section 106 Public Open Space, Tower

View of the meeting held on 5<sup>th</sup> June 2017 be adopted.

(iii) 3<sup>rd</sup> July 2017 (tabled)

It was moved by Councillor Brailey and seconded by Councillor Barker that “minute 43 (d) Lynton Agency Performance Review 2016/17 and minute 45 (c): Watersports Centre, Ilfracombe of the meeting held on 3<sup>rd</sup> July 2017 be adopted.”

RESOLVED that minute 43 (d) Lynton Agency Performance Review 2016/17 and minute 45 (c): Watersports Centre, Ilfracombe of the meeting held on 3<sup>rd</sup> July 2017 be adopted.

#### **14 ORDER OF AGENDA**

RESOLVED that item 13 be considered prior to item 11 on the agenda.

#### **15 MAIN MODIFICATIONS TO THE NORTH DEVON AND TORRIDGE LOCAL PLAN 2011-2031**

Council considered a report by the Lead Planning Policy Officer (circulated previously) regarding proposed main modifications to the North Devon and Torrridge Local Plan 2011-2031.

Councillor Lane declared a personal interest as a developer.

It was moved by Councillor Ley and seconded by Councillor Yabsley that the recommendations in the report be adopted.

RESOLVED:

- (a) that the Schedules of Main and Additional Modifications as set out in Appendices 1 and 2 of the report be approved for the purpose of public consultation;
- (b) that public consultation upon the Schedule of Main Modifications (Appendix 1) be authorised;
- (c) that the Chief Planning Officer be delegated authority, in consultation with the Lead Member for the Local Plan, to make minor amendments to the Schedules of Main and Additional Modifications endorsed through recommendation (a) for the purposes of improving their legibility, correction of any identified errors, or resulting from their consideration;

- (d) that the Chief Planning Officer be delegated authority, in consultation with the Lead Member for the Local Plan, to authorise submission of the Schedules of Main and Additional Modifications after public consultation (including copies of all representations received) to the Secretary of State as part of the Local Plan's independent Examination subject to no further issues being identified that could reasonably be considered to impact on the soundness of the Local Plan.

Councillors R. Cann and Biederman requested that it be recorded in the minutes that they supported the Joint Local Plan however could not support the proposed residential development of the Yelland Power station site.

**16 PERFORMANCE AND FINANCIAL MANAGEMENT**  
**QUARTER 4 OF 2016/17**

- (a) Report of meeting of the Overview and Scrutiny Committee

Councillor Greenslade, Chairman of the Overview and Scrutiny Committee presented the Committee's report on the Performance and Financial Management for Quarter 4 of 2016/17 (tabled).

- (b) Report of meeting of the Executive

Councillor Brailey reported the recommendations of the Executive on the Performance and Financial Management for Quarter 4 of 2016/17 (circulated previously).

It was moved by Councillor Brailey and seconded by Councillor Barker "that the recommendation in minute 40 (f) of the meeting of the Executive held on 3<sup>rd</sup> July 2017 in relation to the Performance and Financial Management for Quarter 4 of 2016/17 be adopted."

In relation to paragraph 6.2 of the report, Councillor Prowse requested a copy of the scoping paper for the tender exercise that was undertaken. In relation to paragraph 6.7 of the report, Councillor Prowse also requested an update of the business support provided during the last quarter.

Councillor Prowse stated that he had only been invited to one cross party meeting regarding the North Devon Theatres and expressed concern as to not being invited to further meetings.

In response to a question from Councillor Greenslade regarding arranging a further cross party meeting in relation to the Parkwood contract for managing the theatres, Councillor Brailey advised that there was no issues to discuss at present regarding the Parkwood contract.

In response to a question from Councillor Biederman, Councillor Moores advised that alternative options were being considered in relation to providing temporary accommodation for homeless.

RESOLVED that the recommendation in minute 40 (f) of the meeting of the Executive held on 3<sup>rd</sup> July 2017 in relation to the Performance and Financial Management for Quarter 4 of 2016/17 be adopted.

## **17 ANNUAL TREASURY MANAGEMENT REPORT 2016/17**

- (a) Report of meeting of the Overview and Scrutiny Committee

Councillor Greenslade, Chairman of the Overview and Scrutiny Committee presented the Committee's report on the Annual Treasury Management report 2016/17 (tabled).

- (b) Report of meeting of the Executive

Councillor Brailey reported the recommendations of the Executive on the Annual Treasury Management report 2016/17 (circulated previously).

It was moved by Councillor Brailey and seconded by Councillor Jones "that the recommendation in minute 41 of the meeting of the Executive held on 3<sup>rd</sup> July 2017 in relation to the Annual Treasury Management report 2016/17 be adopted".

RESOLVED that the recommendation in minute 41 of the meeting of the Executive held on 3<sup>rd</sup> July 2017 in relation to the Annual Treasury Management report 2016/17 be adopted.

## **18 ZERO TOLERANCE TO HATE CRIME**

Council considered a report by the Community Protection Manager (circulated previously) regarding Zero Tolerance to Hate Crime.

It was moved by Councillor Barker and seconded by Councillor Mathews that the recommendations in the report be adopted.

RESOLVED:

- (a) That the Council sign up to the Zero Tolerance to Hate Crime campaign;
- (b) That materials be posted in North Devon Council buildings and on North Devon Council's intranet and website;
- (c) That the production of a press release promoting this to

internal and external stakeholders and the ongoing use of #ZeroTolerance2Hate be supported;

- (d) That Lynton House Customer Services be offered as a collection agency for Zero Tolerance to Hate Materials for local stakeholders.

## **19 PANNIER MARKET PUBLIC SPACES PROTECTION ORDER**

Council considered a report by the Economic Development Manager (circulated previously) regarding a proposed Public Spaces Protection Order.

The Economic Development Manager advised that an agreed fire escape route from the Queens Theatre through to the Pannier Market would be required and that the Pannier Market Public Spaces Protection order would not come into force until the fire escape route had been achieved. She advised that Barnstaple Town Council had been formally consulted on the proposed order and fire escape route.

It was moved by Councillor Brailey and seconded by Councillor Webber that the recommendation in the report be adopted subject to the finalisation of plans for a suitable fire doors to protect the fire escape routes from the Queens Theatre and Guildhall to the Pannier Market being achieved to the satisfaction of the Fire Authority and that the Pannier Market Public Spaces Protection order not be implemented until the fire route was in place and the Leader of the Council and Chairman of Overview and Scrutiny Committee had been advised.

Councillor Greenslade declared a personal interest as a member of the Fire Authority.

RESOLVED that North Devon Council makes a Public Spaces Protection Order in relation to the Pannier Market, Barnstaple as per the Order detailed in Appendix A of the report subject to:

- (a) the finalisation of plans for suitable fire route to protect the fire escape routes from the Queens Theatre and Guildhall to the Pannier Market being achieved to the satisfaction of the Fire Authority; and
- (b) that the Pannier Market Public Spaces Protection order not be implemented until the fire route was in place and the Leader of the Council and Chairman of Overview and Scrutiny Committee had been advised.

## **20 STATUTORY PAY POLICY 2017**

Council considered a report by the Human Resources Manager (circulated previously) regarding the Statutory Pay Policy 2017.

It was moved by Councillor Flynn and seconded by Councillor Bonds that the recommendation in the report be adopted.

RESOLVED that the Statutory Pay Policy 2017 and Annex thereto be approved.

**21 DELEGATED POWERS – EXEMPTIONS TO GARDEN WASTE COLLECTION CHARGE**

Council considered a report by the Head of Corporate and Community (circulated previously) regarding proposed delegated powers to take decisions on the granting of exemptions to the Garden Waste Collection charge. Council noted a typographical error in paragraph 4.1 of the report whereby the charge should state “£36” and not £34 as detailed in the report.

It was moved by Councillor R. Cann and seconded by Councillor Moores that the recommendation in the report be adopted.

RESOLVED that power be given to the Head of Operational Services after consultation with the relevant Portfolio Holder and the relevant Ward Member(s) to decide whether to grant a concession to the Garden Waste Collection Charge.

**22 URGENT DECISIONS TAKEN DURING THE PERIOD 27<sup>TH</sup> MARCH 2017 – 3<sup>RD</sup> JULY 2017**

Council noted a report by the Executive Leader (circulated previously) regarding urgent decisions that had been taken during the period 27<sup>th</sup> March 2017 to 3<sup>rd</sup> July 2017.

**23 REPORT OF CHAIRMAN OF OVERVIEW AND SCRUTINY COMMITTEE**

Council noted a report of the Chairman of the Overview and Scrutiny Committee (circulated previously) regarding the work of the Overview and Scrutiny Committee.

The Chairman of the Overview and Scrutiny Committee advised that some minor amendments were required to the minutes of the meeting of the Committee on 6<sup>th</sup> July 2017, which would be corrected at the next meeting of the Committee on 17<sup>th</sup> August 2017.

**24 MINUTES OF COMMITTEES**

(a) **Audit Committee**

RESOLVED that the following minutes of the Audit Committee (circulated previously) be noted and adopted as follows:

(i) 9<sup>th</sup> May 2017

(b) **Ilfracombe Harbour Board**

RESOLVED that the following minutes of the Ilfracombe Harbour Board (circulated previously) be noted and adopted as follows:

- (i) 9<sup>th</sup> May 2017
  - a. Minute 7: Safety Management System 2017 Review  
(NOTE: This recommendation was considered by the Executive at its meeting on 5<sup>th</sup> June 2017).

(c) **Licensing Committee**

RESOLVED that the following minutes of the Licensing Committee (circulated previously) be noted and adopted as follows:

- (i) 18<sup>th</sup> April 2017
- (ii) 20<sup>th</sup> June 2017

(d) **Overview and Scrutiny Committee**

RESOLVED that the following minutes of the Overview and Scrutiny Committee (circulated previously) be noted and adopted as follows:

- (i) 13<sup>th</sup> April 2017
- (ii) 20<sup>th</sup> April 2017
- (iii) 22<sup>nd</sup> June 2017
- (iv) 6<sup>th</sup> July 2017 (tabled)

(e) **Planning Committee**

RESOLVED that the following minutes of the Planning Committee (circulated previously) be noted and adopted as follows:

- (i) 12<sup>th</sup> April 2017
- (ii) 8<sup>th</sup> May 2017
- (iii) 10<sup>th</sup> May 2017
- (iv) 14<sup>th</sup> June 2017

Council noted that minute 35 of the meeting held on 14<sup>th</sup> June 2017 had been amended by the Planning Committee at its meeting on 12<sup>th</sup> July 2017.

Chairman

The meeting ended at 7.56 p.m.

NOTE: These minutes will be confirmed as a correct record at the next meeting of Council.