

EAST DEVON DISTRICT COUNCIL
Minutes of a Meeting of the Council Tax Setting Committee
held
at Knowle, Sidmouth on Friday 20 February 2009

Present: Councillors:

Ray Bloxham
Peter Halse
Andrew Moulding
Sara Randall Johnson
Geoff Chamberlain
David Atkins

Also present: Officers:

Simon Davey, Head of Finance
Diana Vernon, Democratic Services Manager

The meeting started at 2.00 pm and finished at 2.15 pm

*1 **Election of Chairman**

RESOLVED that Councillor Sara Randall Johnson be elected Chairman of the Council Tax Setting Committee

*2 **The Committee and its remit**

At the meeting of the Council on 18 February, Members agreed to set up and delegate powers to a properly constituted committee to formally set the Council Tax 2009/10. This was seen as a departure from normal procedure and was because Devon County Council's precept was not available at the time of this Council's meeting. The County Council met to decide its precept on 19 February and this information was circulated to the Council Tax Setting Committee and all Members prior to its meeting. Members were reminded that the Committee had been established for the purpose of setting the Council Tax 2009/10 only and would cease to exist when that had been set.

The Council had already agreed the following at its meeting on 18 February 2009:

- (1) that the recommendations on the Revenue and Capital Estimates 2009/10 by the Executive Board be adopted with the London Inn Car Park and Strand, Exmouth capital bids being included in the 2009/10 estimates and future years;
- (2) that Section 3 of the report be approved with East Devon setting its own Council Tax at £118.24 for a Band D property for 2009/10.
- (3) that delegated authority be given to a Council Tax Setting Committee (Membership: Councillors Ray Bloxham, Peter Halse, Andrew Moulding, Sara Randall Johnson, Geoff Chamberlain and David Atkins) to formerly agree the final Council Tax on 20 February 2009 - on receipt of the level of Devon County Council precept, with the Committee being dissolved when the Council Tax has been set.

*3

Council Tax 2009/10

Members considered the report of the Head of Finance which set out details to enable the Council to set the Council Tax for 2009/10. Members noted that a model layout was followed which required prescribed wording referring to the Sections of the Local Government Finance Act 1992. Members understood that this Council's role was to collate the various precepts from the different organisations/authorities to determine the level of Council Tax for East Devon. Schedules 1, 2 and 3 circulated at the meeting showed the details of the various precepts. Schedule 3 included special items, Devon County Council, Devon and Cornwall Police Authority and Devon and Somerset Fire and Rescue Authority and local authority precepts in terms of Bands A-H.

Councillor Peter Halse proposed, and Councillor David Atkins seconded, the adoption of the recommendations detailed in the report.

Councillor Geoff Chamberlain abstained from voting.

- RESOLVED**
- (1) that it be noted the Council approved the Revenue and Capital Estimates and its own council tax on the 18 February 2009 (Minute Item 56),
 - (2) that it be noted the Executive Board calculated the following amounts for the year 2008/2009 in accordance with regulations made under Section 33(5) of the Local Government Finance Act 1992:-
 - (a) 56,771 being the amount calculated by the Council, in accordance with regulation 3 of the Local Authorities (Calculation of Council Tax Base) Regulations 1992 (as amended by Local Government Act 2003 – Section 84), as its Council Tax Base for the year.
 - (b) The amounts stated in column 3 of Schedule 1 attached calculated by the Council, in accordance with regulation 6 of the Regulations, as the amounts of its Council Tax Base
 - (c) For the year for dwellings in those parts of its area set out in column 1 of Schedule 1, to which one or more special items relate.
 - (3) that the following amounts were calculated by the Council for the year 2009/2010 in accordance with Sections 32 to 36 of the Local Government Finance Act 1992:-
 - (a) £72,838,236 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(2)(a) to (e) of the Act,
 - (b) £56,458,200 being the aggregate of the amounts which the Council estimates for the items set out in Section 32(3)(a) to (c) of the Act,
 - (c) £14,770,320 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 32(4) of the Act, as its budget requirement for the year,

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- (d) £8,057,720 being the aggregate of the sums which the Council estimates will be payable for the year into its General Fund in respect of redistributed non-domestic rates, revenue support grant, increased by the amount of the sums which the Council estimates will be transferred in the year from its collection fund to its general fund in accordance with Section 97(3) of the Local Government Finance Act 1988,
- (e) £146.59 being the amount at 3(c) above less the amount at 3(d) above, all divided by the amount at 2(a) above, calculated by the Council, in accordance with Section 33(1) of the Act, as the basic amount of its Council tax for the year,
- (f) £1,609,716 being the aggregate amount of all special items referred to in Section 34(1) of the Act.
- (g) £118.24 being the amount at 3(e) above less the result given by dividing the amount at 3(f) above by the amount at 2(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 area to which no special item relates.
- (h) The amounts stated in column 5 of the schedule 1 attached given by adding to the amount at 3(g) above the amounts of the special item or items relating to dwellings in those parts of the Council's area specified in column 1 of Schedule 1 divided in each case by the amount at 2(b) above, calculated by the Council, in accordance with Section 34(3) of the Act, as the basic amounts of its Council tax for the year for dwellings in those parts of its area set out in column 1 of Schedule 1 to which one or more special items relate,
- (i) The amounts set out in Schedule 2 attached given by multiplying the amounts at 3(h) above by the number which, in the proportion set out in Section 5(1) of the Act, is applicable to dwellings listed in a particular valuation band divided by the number which in that proportion is applicable to dwellings listed in valuation band D, calculated by the Council, in accordance with Section 36(1) of the Act, as the amounts to be taken into account for the year in respect of categories of dwellings listed in different valuation bands.

Council Tax 2009/10 cont/..

- (4) that it be noted that for the year 2009/2010 the Devon County Council, Devon and Cornwall Police Authority and Devon and Somerset Fire and Rescue Authority have stated the following amounts in precepts issued to the District Council, in accordance with Section 40 of the Local Government Finance Act 1992, for each of the categories of dwellings shown below:-

Valuation Bands	Devon County Council	Devon & Cornwall Police Authority	Devon & Somerset Fire & Rescue Authority
A	£ 729.78	£ 99.48	£ 46.12
B	£ 851.41	£116.06	£ 53.81
C	£ 973.04	£132.64	£ 61.49
<u>D</u>	<u>£1,094.67</u>	<u>£149.22</u>	<u>£ 69.18</u>
E	£1,337.93	£182.38	£ 84.55
F	£1,581.19	£215.54	£ 99.93
G	£1,824.45	£248.70	£115.30
H	£2,189.34	£298.44	£138.36

- (5) that, having calculated the aggregate in each case of the amounts at 3 (i) and 4 above, the Council, in accordance with Section 30(2) of the Local Government Finance Act 1992, hereby sets the amounts set out in Schedule 3 attached as the amounts of council tax for the year 2009/2010 for each of the categories of dwellings shown in Schedule 3.

Chairman

Date