

EAST DEVON DISTRICT COUNCIL

**MINUTES OF A MEETING OF THE COUNCIL
HELD AT KNOWLE, SIDMOUTH ON WEDNESDAY 16TH JULY 2003**

PRESENT:

Councillors:

Mrs A E Liverton (Chairman)
Mrs K J Bamsey (Vice-Chairman)

Miss V Ash	D R A Key
Mrs M J Boote	G K Liverton
Mrs R E Burrow	Ms S M Merritt
P W Burrows	A T Moulding
D G Button	R Mudge
G P Chamberlain	B Nicholson
B H Clark	Mrs H E Parr
T A Cope	A S Pascoe
D J Cox	Miss S M Randall Johnson
R H H Cross	A W J Reed
A E J Dinnis	T G Reeves
P A Diviani	Mrs L A Roden
Lt Col A J M Drake	Mrs M A Rogers
Mrs C E Drew	N Rogers
Miss J M Elson	P J Skinner
J E D Falby	N J Spence
R G Franklin	Mrs P A Stott
K W George	Mrs B O Taylor
Mrs P A Graham	P C Townsend
M J L Green	A J Toye
J P Halse	B J Toye
Mrs M L Hardy	C H Wale
S Hughes	Dr H W Waterworth
D R H Hull	A J Wilkinson
B O Ingham	Mrs E E Wragg
H J Jeffery	S C Wragg

The meeting commenced at 6.30 pm and terminated at 7.55 pm.

***24 MINUTES**

The minutes of the Annual Meeting of the Council held on 21st May 2003 and of the Extraordinary Meeting of the Council held on 12th June 2003 were confirmed and signed as true records.

***25 APOLOGIES**

Apologies for absence were received from Councillors A R Giles, J H Glanvill, B C J Hughes, S C Luxton and R C Peachey.

***26 ROYAL NAVY/ROYAL MARINES EVEREST 2003 EXPEDITION TEAM**

The Chairman of the Council presented commemorative plaques to Lt Col Nick Arding RM for the Royal Navy/Royal Marines Everest 2003 Expedition Team and to WO David Pearce RM of Budleigh Salterton to recognise his personal achievement in reaching the summit of Mount Everest on 22nd May 2003. Lt Col Arding and WO Pearce spoke briefly to the Council about the Expedition and said that they were honoured to receive the awards.

***27 QUESTIONS**

The Leader of the Council, pursuant to Procedure Rule No. 8.2, answered a question by Councillor A R Giles regarding whether there were any plans to amend the Council's practices so that Members who had spoken on a subject at a committee meeting would be prevented from speaking on the same subject at the Council meeting.

The Leader of the Council, pursuant to Procedure Rule No. 8.2, also answered a question by Councillor A R Giles regarding whether there were any plans to amend the Council's practices so that Members who had spoken at a committee meeting would be prevented from speaking on the same matter at the Council meeting unless they made arguments not made previously.

The Environment Portfolio Holder, pursuant to Procedure Rule Nos. 8.2 and 8.5, answered questions by Councillor P W Burrows regarding the quality of illustrative material available at Development Control Committee meetings.

The Environment Portfolio Holder, pursuant to Procedure Rule No. 8.2, answered a question by Councillor P W Burrows regarding whether there was a need for areas within the District designated as Litter Zones to be updated urgently following the last designation made in 1991.

The Environment Portfolio Holder, pursuant to Procedure Rule Nos. 8.2 and 8.5, answered questions by Councillor G P Chamberlain regarding the information available to the Examination In Public about the Council's decision relating to the New Settlement.

The Environment Portfolio Holder, pursuant to Procedure Rule No. 8.2, answered questions by Councillor T A Cope regarding whether there had been any marked increase in recycling and if the Council was expecting to reach the required Government target on recycling.

The Environment Portfolio Holder, pursuant to Procedure Rule No. 8.2, answered a question by Councillor Mrs M A Rogers regarding policies adopted by the Council in its Shoreline Management Plan for the cliffs from and including Seaton Hole to Sidmouth Cliffs.

The Environment Portfolio Holder, pursuant to Procedure Rule Nos. 8.2 and 8.5, answered questions by Councillor Mrs M A Rogers regarding any steps to ensure that all in pedestrianised areas and other areas previously unserved would have green bins for recycling and any plans being developed for the collection of plastic bottles and cardboard for recycling.

The Environment Portfolio Holder, pursuant to Procedure Rule Nos. 8.2 and 8.5, answered questions by Councillor N Rogers regarding Members being consulted in the production of a development brief.

*27 **QUESTIONS (cont)**

The Environment Portfolio Holder, pursuant to Procedure Rule No. 8.2, answered a question by Councillor Dr H W Waterworth regarding firstly, whether the Council would proceed with the Revised Deposit Plan without waiting for the EIP Panel report and, if so, whether policy AEA1 and other relevant policies would need amendment, secondly how the procedure for the further progress of the approved Revised Deposit Plan would be affected if the EIP report identified changes which would cause the need for alterations to the new community and, possibly, other parts of the Revised Deposit Plan and, thirdly, whether Skypark and the Intermodal Rail Freight Terminal proposals should be held in abeyance.

*28 **MINUTES OF EXECUTIVE BOARD AND COMMITTEES**

RESOLVED that the undermentioned minutes be received and the recommendations contained therein be approved:

Executive Board	Minutes	1-26
Communities Overview	Minutes	53 & 1-9
Environment Overview	Minutes	1-4 & 6-7
Economy Overview	Minutes	1-6
Development Control	Minutes	1-6
Coastal Area Planning	Minutes	82-90
Rural Area Planning	Minutes	79-88
Western Area Planning	Minutes	72-77
Planning Inspections	Minutes	46-49 & 1-4
Licensing and Enforcement	Minutes	59-60 & 1-6
General Licensing Sub	Minutes	1-5
Housing Applications Appeals Review	Minutes	24-27 & 1-4

Arising from consideration of the above minutes:-

(a) Development Control

The Chairman of the Environment Overview Committee made a statement regarding the figures on planning applications since the change in the planning committee structure made at the Annual Council meeting in May. A dip in the figures had been caused largely by staffing problems but the last month's performance had been good and a step in the right direction.

(b) Sustainable Development Strategy (Economy Overview Committee Minute No. 5)

It was agreed that the word "strategy" should be added at the end of the resolution after the word "development".

(c) Coastal Area Planning Committee Minute No. 88

Councillors Mrs M A Rogers and N Rogers pointed out that Coastal Area Planning Committee Minute No. 88 was incorrect. They had declared prejudicial interests because Councillor N Rogers was the applicant (not their son).

***29 EAST DEVON LOCAL PLAN 1995-2011 – AMENDMENTS TO REVISED DEPOSIT**

Consideration was given to a report of the Corporate Director – Environment which set out the proposed major changes to be made to the Draft Revised Deposit of the East Devon Local Plan 1995-2011 in response to issues raised at the Extraordinary Council meeting on 12th June 2003.

RESOLVED that, in addition to the minor amendments agreed by the Corporate Director – Environment under delegated authority, the following changes to the Revised Deposit East Devon Local Plan be approved:-

- (a) Amendments to the Revised Deposit Local Plan Text and Maps as detailed in paragraphs 2.1 and 2.2 of the Corporate Director - Environment's report except that the Colyton Primary Shopping Frontage be shown on the plan on page 14 to include the north west frontage of the Market Place.
- (b) 4.1 Hectares of land to the east of Harepath Road be allocated as a Special Policy Area, proposed for a mix of employment and recreation uses.
(Councillors P W Burrows, Mrs M A Rogers and N Rogers who had expressed a neutral view on this proposal requested that it be recorded that they had abstained from voting on this matter.)
- (c) Policy E6 (Small Scale Employment Development in Rural Areas) be worded as set out on page 10 of the Corporate Director's report subject to:- (i) deletion of the word "specifically" in the first line, (ii) in 3. deletion of the words "and services are" after the words "road access" and insertion instead of the word "is" and (iii) deletion of the final two words "in full".

***30 COMMITTEES/SUB-COMMITTEES ETC**

RESOLVED (1) that on the Planning Inspections Committee, Councillors S Hughes (with Councillor R H H Cross as substitute) and Mrs M J Boote (with Councillor Mrs K J Bamsey as substitute) replace the Conservative Group Members appointed at the Annual Meeting on a rotational basis (A to J) and that Councillor P A Diviani replaces Mrs M J Boote as a substitute for Councillor A W J Reed;

(2) that on the Licensing and Enforcement Committee, Councillor Mrs P A Graham replaces Councillor P W Burrows;

***30 COMMITTEES/SUB-COMMITTEES ETC (cont)**

- (3) that on the Economy Overview Committee, Councillor P C Townsend replaces Councillor R H H Cross and Councillor T G Reeves replaces Mrs P A Graham;
- (4) that on the Communities Overview Committee, Councillor A S Pascoe replaces Councillor R H H Cross and Councillor Mrs P A Graham replaces Councillor R Mudge;
- (5) that on the Development Control Committee, Councillor Ms S M Merritt replaces Councillor H J Jeffery;
- (6) that on the General Licensing Sub-Committee, Councillor B Nicholson replaces Councillor Mrs K J Bamsey;
- (7) that on Licensing Sub-Committee B, Councillor N Spence replaces Councillor B Nicholson;
- (8) that on Licensing Sub-Committee D, Councillor D R H Hull be appointed to fill the vacancy;
- (9) that on the Sidmouth International Festival Advisory Forum, Councillor D R H Hull replaces Mrs P A Graham;
- (10) that a Housing Allocations Committee (consisting of the existing Members of the Housing Applications Appeals Review Committee) be appointed to replace the Housing Applications Appeals Review Committee (Executive Board Minute No. 25 refers);
- (11) that delegated authority be given to the Chief Executive in consultation with the Chairman of the Council, the Leader and Deputy Leader of the Council, Councillors D G Button and M J L Green to appoint the Parish Councils representative on the Standards Committee, from applications received;
- (12) that Councillor B Nicholson be added to the Sustainable Development Task and Finish Forum (Environment Overview Committee Minute No.5).

***31 SEALING OF DOCUMENTS**

RESOLVED that Rule 21 (Sealing of Documents) on page 117 in Part 4 of the Constitution (Rules of Procedure) be amended to enable the Common Seal of the Council to be attested by the Head of Legal and Member Services (in place of the Principal Assistant Solicitor) from when she commences employment with the Council (in addition to the Chief Executive and the Corporate Director – Central Services (and Deputy Chief Executive) who are also authorised to attest the Seal).

***32 INDEPENDENT REMUNERATION PANEL**

RESOLVED that authority be given for the Independent Remuneration Panel (IRP) to be called to make recommendations arising from the Local Authorities (Members' Allowances) (England) Regulations 2003 and the Local Government Pension Scheme and Discretionary Compensation (Local Authority Members in England) Regulations 2003 with membership and terms of reference to be decided by the Chief Executive in consultation with the Leader of the Council and the Resources Portfolio Holder and for the Executive Board to recommend a decision when the report of the IRP is received.

Chairman Date