

E-mail: [comsec@teignbridge.gov.uk](mailto:comsec@teignbridge.gov.uk)

20 May 2021

## **FULL COUNCIL**

A meeting of the **Full Council** will be held on **Friday, 28th May, 2021** in the **The Paddock Room, Newton Abbot Race Course, Newton Abbot** at **10.00 am**

PHIL SHEARS  
Managing Director

### **Membership:**

Councillors Austen, Bradford, Bullivant, Clarence, Colclough, Connett, Cook, D Cox, H Cox, Daws, Dewhirst, Eden, Evans, Foden, Goodman-Bradbury, Gribble, Haines, Hayes, Hocking, G Hook, J Hook, Jeffery, Jeffries, Jenks, Keeling, Kerswell, MacGregor, Morgan, Mullone, Nutley, Nuttall, Orme, Parker-Khan, Parker (Vice-Chair), Patch, Peart, J Petherick (Chair), L Petherick, Phipps, Purser, Rollason, Russell, Swain, Taylor, Thorne, Tume and Wrigley

**Please Note:** The public can view the live streaming of the meeting at [via our Youtube Page](#), with the exception where there are confidential or exempt items, which may need to be considered in the absence of the press and public.

## **AGENDA**

### **Part I**

1. **Apologies**

2. **Minutes**

(Pages 7 - 14)

To approve as a correct record and sign the minutes of Full Council 22 April 2021 and Extraordinary Council 4 May 2021.

3. **Declarations of interest (if any)**

4. **Announcements**

Announcements only from the Chair of Council, Leader, Members of the Executive or the Managing Director.

5. **Public Questions (if any)**

Members of the public may ask questions. A maximum period of 15 minutes will be allowed with a maximum period of three minutes per questioner.

The deadline for questions is no later than 12 noon two working days before the date of the meeting.

6. **Election of Chair of the Council 2021/22**

*The Retiring Chair will seek nominations.*

7. **Election of Vice-Chair of the Council 2021/22**

*The new Chair will seek nominations.*

8. **Committee Appointment and Political Balance**

In accordance with the Local Government and Housing Act 1989, the Political Composition of the groups is as below:-

The 2021/2022 nominations received by Democratic Services will be reported to or otherwise made at the AGM.

Liberal Democrat Group	23 Seats
Conservative Group	12 Seats
Independent Group	8 Seats
Newton Says No	3 Seats
Independent – Liberal Democrat	1 Seat
<b>Total Seats</b>	<b>47</b>

<b>Committee</b>	<b>Total Seats</b>	<b>Lib Dems</b>	<b>Cons</b>	<b>Inds</b>	<b>NSN</b>	<b>Ind – Lib Dem</b>
Overview & Scrutiny (1)	13	7	3	2	1	0
Overview & Scrutiny (2)	13	7	3	2	1	0
Planning	17	8	4	3	1	1
Licensing & Regulatory	11	5	3	2	1	0
Audit Scrutiny	8	4	2	1	1	0
Standards	6	3	2	1	0	0
Strata Scrutiny	3	2	1	0	0	0
<b>Total</b>	<b>71</b>	<b>36</b>	<b>18</b>	<b>12</b>	<b>5</b>	<b>1</b>

Not politically balanced:-

Name of Committee	Chair	Lib Dems	Cons	Inds	NSN	Ind Lib Dem
Procedures Committee	Chair of Council	2 plus Group Leader	2 plus Group Leader	2 plus Group Leader	Group Leader	0

Name of body other than ordinary committee	Places	Lib Dems	Cons	Inds	NSN	Ind Lib Dem
Highways & Traffic Orders - Teignbridge	3	2	1	0	0	0

9. **Recommendation from Executive - Housing Strategy 2020-2026**

The Executive Member for Homes and Communities will present the recommendation from the [Executive on 13 May, 2021](#).

**RECOMMENDED** to Full Council that the Teignbridge Housing Strategy 2021-2026 (in Appendix A) be adopted.

10. **Councillor Questions (if any)**

Members of the Council may ask questions of the Council subject to procedural rules.

The deadline for questions is no later than three clear working days before the meeting.

11. **Notices of Motion**

Notice of Motion's shall be referred to the appropriate Committee meeting. The mover of the motion can outline the proposal and then it will stand adjourned. The motion may be debated to assist debate later if agreed by two-thirds of Council Members.

The following motion on the Environment has been presented by Cllr MacGregor and supported by Cllrs H Cox, Daws, G Hook and Parker

**Background**

**Council Notes that –**

- This Council has declared its commitment to address the Climate and Ecological Emergencies via Declarations made in April 2019 and Sept 2020 respectively. We are also signatories to the Devon Carbon Declaration and being recognised as a leader in District Council responses to the twin emergencies.
- The Council has fulfilled the initial commitments we made at Full Council in Sept 2019 including employing a Climate Change Officer. We have

- completed our 2018/19 Carbon Footprint and have identified and funded projects to address the Council's top 15 emissions sites.
- The Council has made substantial progress in other areas including through our Local Plan, installing EV charging, promoting district heating schemes, energy efficiency and renewable energy retrofitting of the District's housing stock, created SANGS at Dawlish and Matford, planted more than 3000 trees and assisted with many other projects to reduce our District's carbon footprint, as well as protect and improve biodiversity and habitats.
  - Central Government, however, has failed to provide the legislative framework to match Teignbridge District's Council ambition.
  - The Government has delayed for the 3<sup>rd</sup> time the progress of the Environment Bill through Parliament. The Bill; created to enshrine in law environmental principles which will embed environmental values at the heart of government policy making and replacing EU regulations covering areas such as pollution, wildlife protection, air quality, biodiversity and waste reduction. However, the Bill will now not be in place until Autumn 2021, at the earliest.
  - Despite these positive plans, the Government has already taken a backwards direction by reversing the EU ban on the use of neonicotinoids, undermining previous commitments in 2018 that the UK would keep the ban in place post Brexit. Research shows that neonicotinoids are highly toxic chemicals that can persist in the wider ecosystem for some time, potentially to be absorbed by wildflowers that pollinators then visit. In 2018 the government agreed with this research, and there is no new research to dispute this finding.
  - Last year the Committee on Climate Change, the Government's own independent advisory body stated that steps taken so far by Government "do not deliver adequate progress in addressing even the unavoidable impacts of climate change, let alone the risks of expected levels of global warming of around 3°C above pre-industrial levels", and that "the delivery of effective new policies must accelerate dramatically if we're to seize this chance. Progress is generally off-track in most sectors, with only four out of 21 of the indicators on track in 2019."
  - The United Nations has just produced the results of the largest public opinion poll in history, which demonstrates that 2/3rds of people agree that climate change is a "global emergency". 1.2 million people have been questioned in 50 countries. 81% of UK residents questioned also agreed there was a Climate Emergency.

**Council believes that –**

- As a District, as a Nation, as a World, we are currently fighting two potentially cataclysmic emergencies. The Government must urgently make and enact a serious Plan to address the climate and ecological emergencies.
- The Government must urgently listen to the suggestions of environmental organisations in the UK, in order to tighten the proposed regulations in the Environment Bill, including to;
  - Further protect food import standards
  - Set a target date for the removal of deforestation from supply chains
  - Set air pollution targets in line with WHO guidelines
  - Introduce legally binding targets on loss of nature
  - Introduce legally binding targets on plastics reduction
  - Make a legal commitment to protect 30% of UK land for nature

- Reintroduce the ban on neonicotinoids.
- 
- Teignbridge District Council is committed to do all it can to address the climate and ecological emergencies but needs government to provide the legislative framework via the Environment Bill, to fulfil its ambitions for our District.
- **Motion Teignbridge District Council will –**
- Write to our MP’s and Sec of State for the Environment urging them to ensure that the time delay to the Environment Bill is used to ensure the following improvements are incorporated,
  - Further protect food import standards
  - Set a target date for the removal of deforestation from supply chains
  - Set air pollution targets in line with WHO guidelines
  - Introduce legally binding targets on loss of nature
  - Introduce legally binding targets on plastics reduction
  - Make a legal commitment to protect 30% of UK land for nature
  - Reintroduce the ban on neonicotinoids.

The following motion has been presented by Cllr Eden and supported by Cllrs Bradford, Daws, Macgregor, Orme and Patch.

**Background provided by Cllr Eden to the Motion:**

There are quite a number of gaps that have developed in the Standards Process – some highlighted in my previous motion on Standards Hearings procedure. There also needs to be a wider more precise application of what is or isn’t acceptable in terms of conflict of interest.

Recently, this council had to resort to requesting an intervention from the PAS (Planning Advisory Service) over a matter that from the perspective of the general public should be quite clear cut.

From my experience chairing ethics committees in the NHS and from my professional training in matters of conflict and probity, it is clear that the result of the PAS report was far from satisfactory. We need to sharpen our focus on conflict or interest and raise the standard of those definitions.

Doing so will reduce the possibility of a councillor having their impartiality, integrity or probity being called into account.

**Wording of Motion proposed by Cllr Eden:-**

With that in mind, I would like to propose that the following definitions are added or amended.

- 1) The definition of a Conflict of Interest to be extended (in respect of family and friends) for all elected members to reflect the high standards set by the Charity Commission in respect of a ‘Connected Person’ - defined as follows;

**“Connected person:** In broad terms this means *family, relatives or business*

*partners of a councillor, as well as businesses in which a councillor has an interest through ownership or influence.* The term includes a councillor's spouse or unmarried partner, or civil partner, children, siblings, grandchildren and grandparents, as well as businesses where a councillor or family member holds at least one-fifth of the shareholding or voting rights."

The Council's legal team would be able to advise (where there is any doubt), but such advice should be made a public record.

- 2) Conflicts of Loyalty to be introduced as a notifiable requirement. This is defined as follows;

**"Conflict of loyalty:** This means a particular type of conflict of interest, in which a councillor's loyalty or duty to another person or organisation could prevent the councillor from making a decision only in the best interests of the council or the residents."

- 3) Register of interests to include membership of ANY organisation that the member knows an officer of the council is also a member – for instance; Freemasons, professional bodies etc. Devon County Council requires members notify their membership of the Freemasons and TDC should do so right away.

This is an extension of the second point in the motion about Conflicts of Loyalty but deals potentially with influence exerted externally on, or by a councillor or officer.

If you would like this information in another format, please telephone 01626 361101 or e-mail [info@teignbridge.gov.uk](mailto:info@teignbridge.gov.uk)

## **FULL COUNCIL**

**22 APRIL 2021**

**Present:**

Cllrs Austen, Bradford, Bullivant, Clarence, Colclough, Connett, D Cox, H Cox, Daws, Dewhurst, Evans, Goodman-Bradbury, Gribble, Haines, Hayes, Hocking, G Hook, J Hook, Jeffery, Jeffries, Keeling, Kerswell, MacGregor, Morgan, Mullone, Nutley, Nuttall, Parker-Khan, Parker (Vice-Chair), Patch, Peart, J Petherick (Chair), L Petherick, Phipps, Purser, Rollason, Russell, Swain, Taylor, Thorne and Wrigley

**Apologies:**

Cllrs Cook, Eden, Foden, Jenks, Orme and Tume

**Officers in Attendance:**

Head of Place & Commercial Services  
Economic Development Officer Town Centres  
Senior Estates & Development Surveyor  
Chief Finance Officer & Head of Corporate Services  
Trainee Democratic Services Officer  
Democratic Services Team Leader & Deputy Monitoring Officer  
Managing Director  
Administrative Assistant  
Solicitor to the Council and Monitoring Officer

### **27. MINUTES**

The Minutes of the meeting held on 22 February 2021 were approved as a correct record and will be signed at a later date.

### **28. ANNOUNCEMENTS**

The Chair informed Members that there was a link to the HRH Duke of Edinburgh's book of condolence on the Council website and announced that sadly two former Councillors Jane Stovin and Richard Bassett had recently passed away.

The Chair reported that thanks to the large donation from an anonymous resident, the Chair's charity, the East Teignbridge Community Transport Association, had now been able to purchase much needed a new vehicle.

The Chair congratulated Mr Ollie Watkins, formerly of Decoy Primary School and South Devon Community College, Ashburton and Exeter Football Club who has been selected to play football for England.

**29. DECLARATIONS OF INTEREST**

None.

**30. PUBLIC QUESTION**

Public question and response are attached to minutes.

In response to the supplementary question, the Executive Member stated that she would provide a response in writing at a later date.

**31. RECOMMENDATION FROM EXECUTIVE - NOTICE OF MOTION - TO ACKNOWLEDGE THE WORK THAT THE VOLUNTARY AND CHARITABLE SECTOR DO PARTICULARLY BUT NOT EXCLUSIVELY DURING THE CURRENT CORONAVIRUS PANDEMIC.**

It was proposed by the Leader and seconded by Cllr G Hook that the recommendation be approved.

Cllr G Hook commented that it was important to acknowledge the work that the voluntary and charitable sector do particularly but not exclusively during the Coronavirus pandemic.

A roll call was taken (see voting sheet).

**RESOLVED** that:-

- (1) The Council places on record its gratitude to all sectors of the voluntary and charitable sector for the outstanding work undertaken within the District, particularly but not exclusively during the current Coronavirus pandemic;
- (2) The Council acknowledges the work of many organisations, communities and individuals who have contributed at this uniquely difficult time, and the Communications Team are asked to place a message of thanks on the Council's website to recognise this;
- (3) The Council look, when restrictions regarding the pandemic are relaxed, at the request that Overview and Scrutiny Committee consider ways in which this council may work even more constructively with the sector in the future; and
- (4) A thank you event be agreed in principle. The Executive Member for Homes and Communities with officers explore how this event could be held and how nominations be made and report back to a future Council meeting.

### **32. RECOMMENDATION FROM EXECUTIVE - FUTURE HIGH STREET FUND**

It was proposed by the Executive Member for Economy and Jobs and seconded by Cllr Bullivant that the recommendation be approved.

The Head of Place and Commercial Services gave a presentation on the project (attached to the minutes).

Cllr Patch proposed an amendment that the wall be retained at the back of the Alexandre Theatre and the integrity of the theatre as a performance space be maintained, this was seconded by Cllr Colclough.

A roll call was taken on the amendment (see voting report), the amendment was lost.

On a further roll call (see voting report), it was:-

**RESOLVED** that:-

- (1) The National Cycle Route 2 proposals (as per paragraph 2.3 of the report) and associated Council budget (excluding external funding) of £22,633 be approved;
- (2) The Queens Street proposals (as per paragraph 2.4 of the report) and associated Council budget (excluding external funding) of £81,277 be approved;
- (3) The Market Hall proposals (as per paragraph 2.5 of the report) and associated Council budget (excluding external funding) of £2,236,486 be approved;
- (4) The Council budget (excluding external funding) of £991,921 for the cinema (as per paragraph 2.6 of the report) be approved; and
- (5) Delegated authority be given to the Head of Place and Commercial Services (in consultation with the Executive Member for Economy and Jobs and Chief Finance Officer) to finalise the development details and prepare planning applications in line with the timescales set out in Appendix E to this report and to take such other action as is necessary to implement the approved redevelopment of Newton Abbot town centre to which the approved funding scheme relates.

### **33. RECOMMENDATION FROM STANDARDS COMMITTEE - NEW LGA MODEL CODE OF CONDUCT**

It was proposed by the Chair of Standards Committee and seconded by the Executive Member for Corporate Resources that the recommendation be approved.

A roll call was taken (see voting report).

**RESOLVED** that the new LGA model code of conduct be adopted.

#### **34. PROCEDURES COMMITTEE**

The Leader presented his report on the new Procedures Committee and proposed the recommendations, this was seconded by the Executive Member for Recycling, Household Waste and Environmental Health.

The Leader of the Opposition, Cllr Bullivant, supported the formation of this new committee.

**RESOLVED (with no votes against)** that:-

- (1) A Procedures Committee be established and the Constitution be amended as follows:

##### Section 3.11A Procedures Committee

3.11A.1 Membership: The committee comprises the following elected councillors:

- (a) The Chair of Council (who will Chair the Committee);
- (b) All Group Leaders;
- (c) Two additional members from each Group (who are appointed at Annual Council) provided that the Group comprises 10% or more of the Council full membership;

and any member may be substituted if a committee member is unable to attend.

3.11A.2 Areas of Work:

- (a) To review the operation of the Constitution, its Standing Orders, conventions and working practices;
- (b) To oversee the Councils programmes for member development/training; and
- (c) To make recommendations to the Council on its Scheme of Members' Allowances.

- (2) The political balance requirements for this Procedures Committee shall not apply.

#### **35. NOTICES OF MOTION**

The Chair proposed that as Cllr Eden was not present her Notice of Motion be deferred to the next meeting of Full Council, this was seconded by Cllr D Cox.

**RESOLVED** that the Notice of Motion be deferred to the next meeting of Full Council.

#### **Voting Report**

Attached.

The meeting started at 10.00 am and finished at 1.05 pm.

Chair

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## **FULL COUNCIL**

**4 MAY 2021**

**Present:**

Cllrs Bradford, Bullivant, Clarence, Colclough, Connett, H Cox, Daws, Dewhirst, Evans, Foden, Goodman-Bradbury, Gribble, Haines, Hayes, Hocking, G Hook, J Hook, Jeffries, Jenks, Keeling, Kerswell, MacGregor, Morgan, Mullone, Nutley, Parker-Khan, Parker (Vice-Chair), Patch, J Petherick (Chair), L Petherick, Phipps, Purser, Rollason, Swain, Taylor, Thorne and Wrigley

**Apologies:**

Cllrs Austen, Cook, D Cox, Eden, Jeffery, Nuttall, Orme, Peart, Russell and Tume

**Officers in Attendance:**

Head of Place & Commercial Services  
Environmental Protection Manager  
Climate Change Officer  
Chief Finance Officer & Head of Corporate Services  
Projects Manager  
Assets and Commercialisation Manager  
Trainee Democratic Services Officer  
Democratic Services Team Leader & Deputy Monitoring Officer  
Managing Director  
Accountant  
Administrative Assistant  
Solicitor to the Council and Monitoring Officer

**36. DECLARATIONS OF INTEREST**

None.

**37. FORDE HOUSE DECARBONISATION AND AGILE WORKING PROJECT**

The Executive Member for Climate Change, Flooding and Coastal Protection proposed the recommendation be approved with an amendment to the amount in recommendation (2) to £2,368,031, this was seconded by the Executive Member for Planning.

A roll call was taken (see voting report).

**RESOLVED** that:-

- (1) Authority be given to the Head of Place and Commercial Services to spend Public Sector Decarbonisation Scheme grant funding of £672,000 on projects identified in Section 2 of the report;
- (1) Additional funding from prudential borrowing and capital receipts of up to £2,368,031 be approved to support the delivery of Public Sector Decarbonisation Scheme projects and Agile Working projects; the funding to be in a combination which provides the minimum 1% return on investment; and
- (2) Delegate authority be given to the Head of Place and Commercial Services (in consultation with the Executive Member for Climate Change, Flooding and Coastal Protection and the Chief Finance Officer) to ensure appropriate delivery of the decarbonisation project and Agile Working project and associated scope in accordance with this report, Council policy and approved budget.

**Voting Sheet**

The meeting started at 9.30 am and finished at 10.30 am.

Chair