

13 June 2022

OVERVIEW AND SCRUTINY COMMITTEE 2

Overview and scrutiny of:
Economy; Business and Tourism; Planning
Corporate Resources; Sport, Recreation and Culture

A meeting of the **Overview and Scrutiny Committee 2** will be held on **Tuesday, 21st June, 2022** at **10.00 am** in the **Council Chamber, Forde House Offices, Newton Abbot, TQ12 4XX**

PHIL SHEARS
Managing Director

Membership:

Councillors Austen, Bullivant, D Cox, Daws, Eden, Gribble, Hayes, G Hook, Morgan, Nuttall, L Petherick, Swain and Tume

Please Note: The public can view the live streaming of the meeting at [Teignbridge District Council Webcasting](#) (public-i.tv) 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

1. **Apologies**
2. **Election of Chair and Vice Chair**
3. **Minutes** (Pages 3 - 6)
To confirm the Minutes of the meeting held on 26 April, 2022
4. **Declaration of Interest**
5. **Public Questions (if any)**

6. **Councillor Questions (if any)**
7. **Executive Forward Plan**
To note forthcoming issues anticipated to be considered by the Executive over the next 12 months. The Executive Forward Plan can be found [here](#).
8. **Work Programme** (Pages 7 - 12)
To review the Committee's work programme
9. **Executive Member biannual update - Corporate Resources - Councillor Keeling**
10. **Executive Member biannual update - Councillor Taylor - Planning**
11. **Quarter 4 2021/22 Council Strategy Performance Report** (Pages 13 - 20)
12. **South and East Devon Habitat Regulations Executive Committee** (Pages 21 - 24)
To receive the Minutes of the meeting held on 3 March 2022.

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

OVERVIEW AND SCRUTINY COMMITTEE 2

TUESDAY, 26 APRIL 2022

Present:

Councillors Bullivant (Chair), Swain (Vice-Chair), Austen, D Cox, Gribble, Hayes, G Hook, Morgan, Nuttall, L Petherick and Tume

Members Attendance:

Councillors Dewhirst, Keeling, Nutley, Purser and Taylor

Apologies:

Councillors Daws and Eden

Officers in Attendance:

Trish Corns, Democratic Services Officer
Christopher Morgan, Trainee Democratic Services Officer
Stephen Forsey, Assets and Commercialisation Manager
Jack Williams, Performance Data Analyst

101. MINUTES

It was proposed by Councillor Morgan, seconded by councillor L Petherick and unanimously

RESOLVED

The Minutes of the meeting held on 2 February 2022 be approved as a correct record and be signed by the Chair.

102. DECLARATION OF INTEREST

None.

103. PUBLIC QUESTIONS

None.

104. COUNCILLOR QUESTIONS

None.

105. EXECUTIVE FORWARD PLAN

The Executive Forward Plan detailing issues to be considered over the next few months, including to which overview and scrutiny committee remit each issue fell was noted.

106. WORK PROGRAMME

The Committee's Work Programme as circulated with the agenda was noted.

At this juncture the webcasting stopped due to technical issues. The Committee decided to continue with the meeting as follows because it would be unreasonable to delay: the progress of the Car Parks Task and Finish Group by not considering the terms of reference; and the Q3 monitoring report as this related to information up to December 2021.

107. EXECUTIVE MEMBER BIENNIAL PRESENTATION, CORPORATE RESOURCES COUNCILLOR KEELING

This item was deferred until the next meeting.

108. CAR PARKS STRATEGY TASK AND FINISH GROUP TERMS OF REFERENCE

Consideration was given to the circulated report setting out the Terms of Reference for the task and finish group.

It was proposed by Councillor Bullivant that the terms of reference be approved subject to the main purpose of the group being to *inform the development of a strategic car parks plan* and the terms of reference be amended accordingly.

This was seconded by Councillor Swain and unanimously

RESOLVED

The agenda report be approved subject to the amendment above.

109. COUNCIL STRATEGY PERFORMANCE MONITORING Q3

Consideration was given to the agenda report which updated members on the delivery of the Council Strategy 2020-2030, providing the detailed performance information used to track its delivery for Q3 September to December 2021. Following a review of the performance information it was proposed by Councillor D Cox, seconded by Councillor Morgan and unanimously

RESOLVED

The report and actions being taken to rectify performance issues detailed in the appendix be noted.

CLLR P BULLIVANT
Chair

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OVERVIEW & SCRUTINY COMMITTEE (2) WORK PROGRAMME 2022

Economy, Business and Tourism; Planning; Corporate Resources; Sport, Recreation and Culture

Portfolio Holders

Corporate Resources (Cllr Keeling)

Planning (Cllr Taylor)

Jobs & Economy (Cllr Jeffries)

Sport, Recreation & Culture (Cllr Nutley)

The Overview and Scrutiny Committee Work Programme details the planning activity to be undertaken over the coming months.

The dates are indicative of when the Committee will review the items. It is a flexible programme however and it is possible that items may need to be rescheduled and new items added with new issues and priorities.

Standing item

South and East Devon Habitat Regulations Executive Committee

21 June 2022	Report	Lead Officer / Next Steps
Council Strategy Performance Monitoring Q4	Report	EM Cllr A Connett Performance and Data Analyst
Executive Member Presentation	Presentations	Councillor Taylor (Planning)
Executive Member Presentation	Presentation	Councillor Keeling (Corporate Resources)
South and East Devon Habitat Regulations Executive Committee	Minutes	EM Cllr Nutley

19 September 2022	Report	Lead Officer / Next Steps
Executive Member Presentation	Presentation	Councillor Nutley (Sport, Recreation and Culture)

14 November 2022	Report	Lead Officer / Next Steps
Executive Member Presentation	Presentations	Councillor Jefferies (Jobs & Economy)

10 January 2023	Report	Lead Officer / Next Steps
Executive Member Presentation	Presentations	Councillor Keeling (Corporate Resources)

7 February 2023	Report	Lead Officer / Next Steps
Executive Member Presentation	Presentations	Councillor Taylor (Planning)

Task & Finish Groups

Group		Lead Officer
Car Parks		Head of Place & Commercial Services
Planning Enforcement		Head of Place & Commercial Services
Management of Open Spaces		Head of Place & Commercial Services

Historic Group		Lead Officer
COVID 19 Community Impact		Head of Community Services and Improvement
Employment sites		Head of Place & Commercial Services
BAME	Joint with OS(1)	Head of Community Services and Improvement

Items to be scheduled

Leisure in the Digital Age	Presentation	Leisure Manager
Update on Council Tax Reduction Scheme	Report	Revenue Benefits & Fraud Manager
First Homes (Interim Policy Statement)	Report	Principal Planner, Spatial Planning
Leisure Centre refurbishment	Report	Head of Operations Leisure Manager

Past Meetings

12 October 2021	Report	Lead Officer / Next Steps
Executive Member Presentation	Presentations	Councillor Taylor (Planning)
Newton Abbot Cultural Quarter Task & Finish Group	Report	Members of the Group Head of Place & Commercial Services
Council Strategy Performance Monitoring Q1	Report	Project Manager, BID EM Cllr A Connett Executive Members
Open Spaces Delivery and Management Task and Finish Group	Report	Executive Member Cllr Taylor (Planning)/ Business Manager Development Management
Proposed Planning Enforcement Task & Finish Group		Cllr Swain

14 December 2021 Cancelled	Report	Lead Officer / Next Steps
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11 January 2022	Report	Lead Officer / Next Steps
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Initial Financial plan Proposals 2022/23 to 2024/25	Report	Chief Finance Officer
Executive Member Presentation	Presentations	Cllr Nutley (Sport, Recreation and Culture)
Council Strategy Performance Monitoring Q2	Report	Performance and Data Analyst EM Cllr A Connett
Planning Enforcement Task & Finish Group -Terms of Reference	Report	Cllr Swain / Business Manager Development Management

2 February 2022	Report	Lead Officer / Next Steps
Car parks Review Group Term of Reference	Report	Cllr Bullivant
Cultural Quarter Newton Abbot Task and Finish Group	Report	Cllr Bullivant
Final Financial plan Proposals 2022/23 to 2024/25	Report	Chief Finance Officer
Executive Member Presentation	Presentations	Councillor Jefferies (Jobs & Economy)

26 April 2022	Report	Lead Officer / Next Steps
Minutes and matters arising		
Council Strategy Performance Monitoring Q3	Report	EM Cllr Connett Performance and Data Analyst
Car Parks strategy task and finish group – Terms of Reference	Report	EM Cllr Jefferies Head of Place and Commercial Services
Executive Member Presentation	Presentations	Councillor Keeling (Corporate Resources)

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**PROPOSAL FORM FOR ITEMS FOR
FOR CONSIDERATION BY
OVERVIEW & SCRUTINY**

Submitted by:

Item for Consideration:

Expected outcome i.e. new policy, new action, new partnership, review and/or scrutinise the performance of other public bodies or of the Council in relation to its policy objectives, performance targets and/or particular service areas:

Priority for matter to be considered:

High (up to 3 months) Medium (3-6 months) Low (over 9 months).

Basis on which priority has been set

The suggested item should be included in future programme(s) because: (please tick as appropriate)

- (a) It is a district level function over which the district has some control
- (b) It is a recently introduced policy, service area of activity which would be timely to review.
- (c) It is a policy which has been running for some time and is due for review
- (d) It is a major proposal for change
- (e) It is an issue raised via complaints received
- (f) It is an area of public concern
- (g) It is an area of poor performance
- (h) It would be of benefit to residents of the district

(i) Which of the Council's objectives does the issue address?

(j) Is there a deadline for the Council to make a decision? (If so, when and why?)

Members are requested to provide information on the following:-

(k) What do you wish to achieve from the review?

(l) Are the desired outcomes likely to be achievable?

(m) Will it change/increase efficiency and cost effectiveness?

Additional information – an explanatory sentence or paragraph to be provided below to support each box which has been ticked.

Please return completed form to Democratic Services Department.

**Teignbridge District Council
Overview & Scrutiny Committee
O&S1 10th May 2022
O&S2 21st June 2022
Part i**

Quarter 4 2021-22 Council Strategy Performance

Purpose of Report

To update members on the delivery of the Council Strategy 2020-2030, providing the detailed performance information used to track its delivery. Members are asked to review the performance information and areas where performance is not on track.

Recommendation(s)

The Committee RESOLVES to:

Review the report and the actions being taken to rectify performance issues detailed in Appendix A.

Financial Implications

A summary of the financial information supporting the delivery of the council strategy has been provided as part of this report.

Finance Systems Manager
Email: steve.wotton@teignbridge.gov.uk

Legal Implications

A summary of the legal requirements are contained in the detail of this report.

Monitoring Officer
Email: paul.woodhead@teignbridge.gov.uk

Risk Assessment

Failure to deliver the council strategy or parts of it will be identifiable in both the performance and risks reports, enabling both senior management and members to take action where necessary.

Chief Finance Officer
Email: martin.flitcroft@teignbridge.gov.uk

Environmental/ Climate Change Implications

The council strategy contains a dedicated programme entitled Action on Climate alongside other projects in the strategy that also impact on climate and the

environment. Detailed information about this programme and actions being taken are contained within this performance report.

Climate Change Officer

Email: william.elliott@teignbridge.gov.uk

Report Author

Data and Performance Analyst

Email: jack.williams@teignbridge.gov.uk

Executive Member

Strategic Direction - Cllr Alan Connett

Appendices/Background Papers

1. Introduction/Background

This performance report looks at the Council Strategy 2020-2030 and covers the period from 1st January to 31st March. If you have any queries please ask them in advance of the meeting.

1.1 T10 Finance – for updating at SLT

[Executive report 8 February](#) 2022 identified budget gaps for future years. Deficits are identified of £2.6 million for 2022/23, £3.3 million for 2023/24 and £2.6 million for 2024/25 and heavy use of earmarked reserves to balance the revenue account in these years and maintain general reserves at just above £2 million. Further representations to Government as part of the fair funding review and continued efforts to generate savings/extra income will need to be made

1.2 T10 Programmes

8 are on track. The following programmes continue to be reported with a caution status:

- A roof over our heads
- Out and about and active

1.3 T10 Performance Indicators

A total of 62 PIs included in the report.

- 16 PIs are either ahead or well ahead of target
- 11 PIs are on target
- 4 PIs are underperforming

There are a total of 31 monitoring indicators tracking background data trends that do not have targets.

T10 Performance Indicators by O&S and Status

PI Status ● Ahead of target ● Concern ● Not calculable/No status ● On target ● Well ahead of target

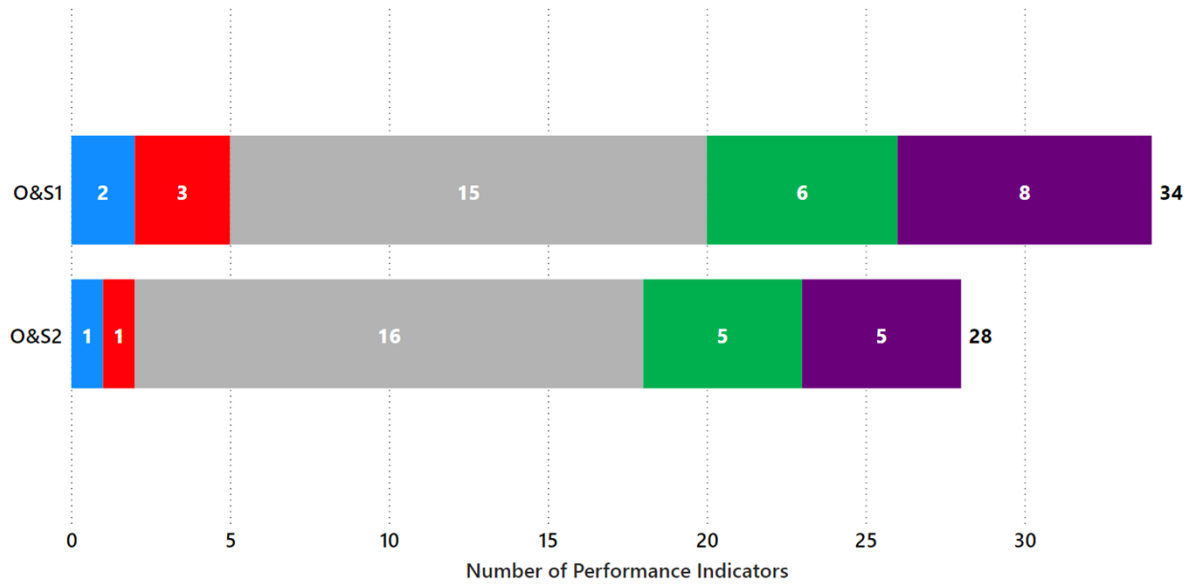


Figure 1 – Performance Indicators by Status

1.4 T10 Projects

A total of 47 projects are included in the report.

- 42 are on track
- 2 on caution status
- 3 are completed

T10 Projects by O&S and Status

Project Status ● Caution ● On track ● Project completed

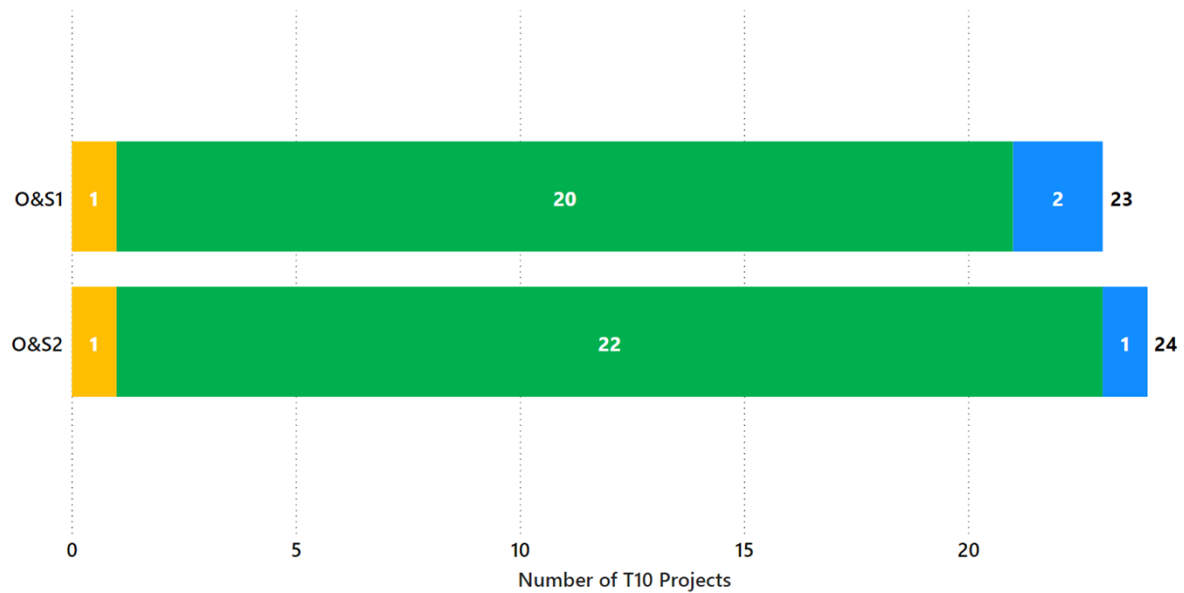


Figure 2 – Projects by Status

Details of the programmes, projects and performance indicators with a concern or caution status together with an explanation of their performance and improvement plan can be found in **Appendix 1**

2. Implications, Risk Management and Climate Change Impact

2.1 Legal

Although there are no direct legal implication regarding this report, it will be appreciated that the Committee has constitutional responsibility to review and scrutinise the performance of the Council in relation to policy objectives and performance targets to which this report refers.

2.2 Risks

The Council Strategy has a comprehensive set of risks associated to its delivery. Each risk has a set of mitigating actions which are reviewed and updated by the officers directly responsible.

These risks are monitored and discussed as part of the strategic and corporate risk reports that are presented regularly to the Strategic Leadership Team and Audit Scrutiny Committee. Any areas of poor performance or unacceptable risk are identified in the reports.

2.3 Environmental/Climate Change Impact

The council strategy contains a dedicated programme entitled Action on Climate. This programme looks at the actions the authority can achieve to reduce carbon emissions and to increase the district's resilience to the changing climate.

The authority continues to support the Devon Climate Emergency, which is seeking to achieve net-zero carbon emissions across Devon at the earliest credible date.

ALTERNATIVE OPTIONS

None

CONCLUSION

The Council Strategy performance report provides Members with an overview of performance for the Teignbridge Ten Programmes including details of any areas of poor performance.

The Council Strategy runs from April 2020 to 2030.

04 Going to Town

Lead Contact: Neil Blaney, Cllr Nina Jeffries

Programme Status:

On track

<p>Summary Statement Overall the projects within 'Going to Town' are on track.</p>
<p>Designing and delivering small and large scale schemes: Work on projects in Newton Abbot and Teignmouth have been impacted by a few external factors since the start of the pandemic, including a market slow down, rising construction costs and a shortage of labour and materials. This has seen some Council led projects stop and some paused. Alternative approaches to bring schemes forward are currently being investigated.</p>
<p>Running and improving Newton Abbot Markets: The business case for the Markets Quarter project was approved by Council in February 2022. Work is now underway to develop detailed plans for the redesigned building and arrangements for existing tenants during and after construction work. A new model for management of the Markets and multi-use space will be developed alongside this work.</p>
<p>Town centre health checks: Regular liaison with the local chambers of commerce or equivalent takes place to monitor vacancy and business experience. Town centre 'health checks' will be undertaken this year to consider the impacts of the pandemic and effectiveness of recovery plan measures both locally and nationally.</p>
<p>Working with and supporting continued town centre management: Officers continue to work with those responsible for managing or leading on projects within the towns across Teignbridge.</p>
<p>Using our powers to bring about improvements and support business growth: The Environmental Health team provides significant support to businesses and uses its powers to deal with breaches, which helps consumer confidence. The Planning Department is prioritising enquiries and applications related to employment and job growth.</p>
<p>Improving accessibility and encouraging more town centre living: The Future High Street Fund proposals for Queen Street in Newton Abbot are being developed and have been approved for public consultation by the Teignbridge Highways and Traffic Orders Committee in March 2022. That consultation is due to start in April 2022.</p>
<p>Supporting evening cultural and leisure opportunities: The Future High Street Fund projects will bring forward a wide range of evening activities that will complement the town centre.</p>

05 Great places to live and work

Lead contact: Rosalyn Eastman, Cllr Gary Taylor

Programme Status:

On track

Project Status	Code	Title	Executive member	Last Review Date	Progress Review	Project Responsible Officer
Caution	CSGP 5.1	Establish travel planning protocols with partners to max impacts on modal shift in new developments	Planning	08/02/2022	Further engagement with DCC is needed to ensure protocols work for all parties. The project will be extended by 6 months to allow this to take place and to integrate this activity with other strands of Council activity including in relation to Green Infrastructure and wider Active travel improvements.	Rosalyn Eastman

18

06 Investing in prosperity

Lead contact: Stephen Forsey, Cllr Nina Jeffries

Programme Status:

On track

07 Moving up a gear

Lead contact: Fergus Pate, Cllr Gary Taylor

Programme Status:

On track

08 Out and about and active

Lead contact: James Teed, Cllr John Nutley

Programme Status: **Caution**

Summary Statement

The programme status remains as a caution as we rebuild our programmes and participation as part of the covid recovery. We now plan to reassess attendance figures from April 22 and will design new PI's based on the current attendance rates and forecast from there.

PIs on hold still as we rebuild from covid impacts:

CSOAA 6.1 Number of young people (under 18) who participate in activities we organise.

CSOAA 6.2 Number of older (over 60) people participating in events we organise

CSOAA 6.3 Number of people 30-60 participating in activities we organise

Projects also on hold:

CSOAA 1.1 Refurbishment of Broadmeadow and Dawlish Leisure Centres. On hold until service recovered. Income streams need to be re-established to support the business case, a time frame for this is not currently identifiable.

10 Vital, Viable Council

Lead contact: **Amanda Pujol, Cllr Alan Connett, Cllr Richard Keeling**

Programme Status:

On track

PI Code	Title	Executive Member	+/-	Annual Target	Q1 Act	Q2 Act	Q3 Act	Q4 Act	PI Verifying Manager	Officer Notes
CSWE 6.4	Cost of management as a % of total service cost	Corporate Resources	+	2.67%	1.34%	19.23%	7.07%	4.78%	Martin Flitcroft, Philip Shears	(Quarter 1 - 4) Actual total services costs were lower than budget and income was higher. Management costs were close to budget so were proportionately higher than budget. (SW)

EAST DEVON DISTRICT COUNCIL

Minutes of the meeting of South and East Devon Habitat Regulations Executive Committee held at Council Chamber, Teignbridge District Council on 3 March 2022

Attendance list at end of document

The meeting started at 3.00 pm and ended at 4.03 pm

82 Public speaking

There were no members of the public registered to speak.

83 Minutes of the previous meeting held on 28 October 2021

RESOLVED

The Minutes of the SEDHREC held on 28 October 2021 are confirmed as a true record and be signed by the Chair.

84 Declarations of interest

Cllr Martin Wrigley: Minutes 86 to 88: Personal Interest: His house overlooks the estuary, and he is a member and Treasurer of Cockwood Boat Club.

Cllr Geoff Jung: Minutes 87 Personal Interest: He is a board member of the Pebblebed Heaths NNR Advisory Board and also a member of Woodbury Parish Council, the area of which includes part of the pebblebed heath and marsh.

85 Matters of urgency

There were no matters of urgency.

86 Confidential/exempt items

None.

87 Habitat mitigation team updates

The agenda report provided a regular update from the habitat mitigation delivery team, detailing the initiatives, partnership working and day to day activities of public-facing staff. Continued and effective delivery of the Strategy and the development this enables remained of very high importance to staff and all partners.

The Executive thanked staff for their hard work in the effective delivery of the Strategy and the successful Dawlish dog show.

It was unanimously

Resolved that the Executive Committee:

1. Notes the updates provided by the Habitats Mitigation Officers and Devon Loves Dogs project co-ordinator;
2. Receives a further update at the ~~24~~ next meeting of the Executive.

88 **East Devon Pebblebed Heaths annual monitoring report**

The report covered the period from 2016 to 2021, the first five years of the strategy delivery. It detailed the condition of the features of the East Devon Pebblebed Heaths (EDPH) in relation to the South East Devon European Site Mitigation Strategy. This was important because without robust and effective mitigation which enabled the partner authorities to be certain of no net impact to protected sites, continued development as outlined in respective local plans and within 10km of the heaths was at risk of legal challenge.

The monitoring across all three districts showed that the populations were exceeding targets. The areas of no change identified on the map at page 11 related to private land and not in the Partnership's control.

The Executive thanked staff for their hard work

It was unanimously

Resolved that the Executive Committee:

1. Notes the comment and information presented in the report
2. Receives future reports concerning the condition of the features of the East Devon Pebblebed Heaths on an annual basis.

89 **Exe Estuary wildlife refuges - next steps**

Consideration was given to the agenda report which set out action following the results of the monitoring programme, presented to the executive in October 2021. The continued objective of the refuges is to prevent recreational disturbance to the protected bird species on the Exe estuary. The 3 year monitoring from 2018 to 2021 evidence that incursions into both refuges decreased during their respective active periods and that the maximum numbers of wildfowl recorded in and around the Exmouth refuge showed an annual increase over the three years of the study.

Paragraphs 3.4 and 3.6 of the report was referred to regarding a broken fence, and planting and screening in the area of the Royal Avenue Exmouth to prevent dogs accessing the refuge and foreshore. Mitigation would be reported at the next meeting.

The appropriate positioning of signage and informative boards was also discussed and that most visitors to the site were happy to follow rules.

The Partnerships Forward Plan advising the major issues coming forward would be updated and published on the website.

It was noted that there was a Dawlish Warren special interest group of the Exe Estuary Management group to oversee the situation of the geotubes not performing as expected.

It was unanimously

Resolved that the Executive Committee:

1. Notes the outcome of discussions from the officer working group relating to the performance of wildlife refuges;

2. Keeps the refuges in place and receives annual monitoring reports following the vantage point count methodology as outlined in the Exe Estuary wildlife refuge monitoring programme;
3. Maintains the refuges as voluntary, and that their boundaries applicable time of year, and duration, remain unchanged at this time;
4. Receives further recommendations relating to signage as part of the 2022-23 Annual Business Plan;
5. Notes the comments regarding the future operation and monitoring of refuges (as referenced in sections 3.7 – 3.11 in the agenda report) and that these are considered as part of the Migration Strategy Review;
6. Notes the feedback provided in response to questions asked by members at the October 2021 meeting (in sections 4.1 – 4.7 of the agenda report) and that these are considered as part of the Exe Management Plan 2022-27 review.

Attendance List

Steering Group Members:

Councillor Rachel Sutton, Exeter City Council
Councillor Martin Wrigley, Teignbridge District Council
Councillor Geoff Jung, East Devon District Council

Also in attendance:

Alison Slade, Natural England
Kim Strawbridge, Clinton Devon Estates
Stephanie Parker-Stephenson, Natural England

Officers in attendance:

Trish Corns
Jill Day, Principle Project Manager (Strategic Policy) Exeter City Council
Ed Freeman, Service Lead Planning Strategy and Development Management
Naomi Harnett, Enterprise Zone Programme Manager
Fergus Pate, Princicap Growth Point Officer, Teignbridge District Council
Anita Williams, Principal Solicitor (and Deputy Monitoring Officer)

Chair

Date:

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