

MID DEVON DISTRICT COUNCIL

A **MEETING** of the **MID DEVON DISTRICT COUNCIL** will be held in the Phoenix Chambers, Phoenix House, Tiverton on Wednesday, 25 August 2021 at 6.00 pm

ALL MEMBERS of the **COUNCIL** are summoned to attend for the purposes of transacting the business specified in the Agenda which is set out below:

[The next meeting is scheduled to be held in Tiverton on Wednesday, 27 October 2021 at 6.00 pm]

STEPHEN WALFORD

Chief Executive

17 August 2021

PLEASE NOTE: this meeting will take place at Phoenix House, but members of the Public and Press can and should attend via Zoom only. Please do not attend Phoenix House without prior agreement. The attached Protocol for Hybrid Meetings explains how this will work.

Join Zoom Meeting

<https://zoom.us/j/98305537231?pwd=dnBXNVFzRHRUeGRWVTFOZlkyWCtUdz09>

Meeting ID: 983 0553 7231

Passcode: 969072

One tap mobile

08003582817,,98305537231#,,,,*969072# The United Kingdom Toll-free

08000315717,,98305537231#,,,,*969072# The United Kingdom Toll-free

Dial by your location

0 800 358 2817 The United Kingdom Toll-free

0 800 031 5717 The United Kingdom Toll-free

0 800 260 5801 The United Kingdom Toll-free

Meeting ID: 983 0553 7231

Passcode: 969072

AGENDA

1 **Apologies**

To receive any apologies for absence.

2 **Protocol for Hybrid Meetings** (*Pages 7 - 14*)

To note the protocol for hybrid meetings.

3 **Public Question Time**

To receive any questions relating to items on the agenda from members of the public and replies thereto.

4 **Declarations of Interest under the Code of Conduct**

Councillors are reminded of the requirement to declare any interest, including the type of interest, and the reason for that interest, either at this stage of the meeting or as soon as they become aware of that interest.

5 **Minutes** (*Pages 15 - 26*)

Members to consider whether to approve the minutes as a correct record of the meeting held on 1 July 2021.

The Council is reminded that only those Members present at the previous meeting should vote and, in doing so, should be influenced only by seeking to ensure that the minutes are an accurate record.

6 **Chairman's Announcements**

To receive any announcements which the Chairman of the Council may wish to make.

7 **Petitions**

To receive any petitions from members of the public.

8 **Notices of Motions**

1) MOTION 569 - (COUNCILLOR A WILCE – 8 FEBRUARY 2021)

The following motion had been referred to the Standards Committee for consideration and report:

That this Council resolves to ask the Standards Committee to review Rule 14.4 (Automatic Reference to Committee) and to recommend whether this Council should either:

- a) completely remove rule 14.4 or
- b) amend the rule to re-enable the Member putting a Motion forward, and the Member seconding that Motion, to speak to that Motion (and for any further discussion to take place on that Motion that the Chairman may see fit), before that Motion shall stand referred to a Committee or
- c) make no changes

The Standards Committee at its meeting on 7 July considered the

Motion and following discussion it was:

RECOMMENDED to Council that option (b) be supported in part to enable the Member putting a Motion forward, and the Member seconding that Motion, to speak to that Motion, before that Motion shall stand referred to a Committee and that Procedure Rule 14.4 be reworded as follows:

If the subject matter of any Motion, of which notice has been duly given comes within the province of the Cabinet, Committee or Policy Development Group, it shall, upon being formally moved and seconded (with those moving and seconding the motion being invited to speak at this point) stand referred to the Cabinet, Committee or Policy Development Group as the Chairman may determine for consideration and report unless an alternative proposition is put forward and is accepted; and that the mover (or in his absence, the seconder) of the Motion should be invited to the meeting of the Cabinet, Committee or Policy Development Group to amplify the Motion, but without any right to vote except as a member of such Committee. Provided that the Chairman may if he considers it convenient and conducive to the despatch of business allow the Motion to be dealt with at the meeting, at which it is brought forward.

(2) MOTION 570 (COUNCILLOR A WILCE - 8 FEBRUARY 2021)

This motion was been passed from Council to the Standards Committee for consideration and report:

That, to improve local planning consultation processes and to regularise current Planning Committee practises, this Council resolves to amend Rule 27.5 as follows:

After (Appendix J to the Constitution), is inserted: in addition, the Chair will also permit the following to speak for no more than 3 minutes, without prior notice being required:

1 Adjacent Ward Members

2 Any Member having previously submitted a comment to that application that permission to speak being limited solely to the raising of material planning considerations relating directly their Ward, or else to any relevant planning policy or plan appertaining to this Council.

So as to read:

27.5 Any Councillor may attend any meeting of a committee of the Council and may speak on any agenda item for that meeting. However, in relation to the Planning Committee, the right to speak on a planning application, enforcement item, or other report relating to a particular ward of the Council shall be limited to the rights of a Ward Member to speak as set out in paragraphs 9.2 and 9.3 of the Protocol of Good Practice for Councillors Dealing in Planning Matters (Appendix J to the

Constitution); *in addition, the Chairman will also permit the following to speak for no more than 3 minutes, without prior notice being required:*

1 Adjacent Ward members

2 Any Member having previously submitted a comment to that Application that permission to speak being limited solely to the raising of material planning considerations relating to directly their Ward, or else to any relevant planning policy or plan appertaining to this Council.

The Standards Committee at its meeting on 7 July considered the Motion and following discussion it was:

RECOMMENDED to Council that Motion 570 not be supported.

9 **Reports** (Pages 27 - 156)

To receive and consider the reports, minutes and recommendations of the recent meetings as follows:

1 Cabinet

- 6 July 2021
- 3 August 2021

2) Scrutiny Committee

- 19 July 2021
- 16 August 2021 (to follow)

(3) Audit Committee

- 27 July 2021

(4) Environment Policy Development Group

- 13 July 2021

(5) Homes Policy Development Group

- 20 July 2021

(6) Economy Policy Development Group

- 15 July 2021

(7) Community Policy Development Group

- 27 July 2021

- (8) Planning Committee
 - 14 July 2021
 - 28 July 2021
 - 11 August 2021
 - 18 August 2021 (to follow)

(9) Standards Committee

- 7 July 2021

(10) Licensing Committee

- 6 August 2021

(11) Regulatory Committee

- 6 August 2021

10 **Questions in accordance with Procedure Rule 13**

To deal with any questions raised pursuant to Procedure Rule 13 not already dealt with during the relevant Committee reports.

11 **Special Urgency Decisions**

Decisions taken under Rule 16 (of the Constitution) Special Urgency – no decisions of this kind have been made since the last meeting.

12 **Community Governance Review (Parish Boundary Review)** *(Pages 157 - 160)*

To consider a report of the Returning Officer providing Council with an opportunity to review the proposed Community Governance Review (CGR) of parish boundaries in Mid Devon.

13 **Outside Body Appointment**

To seek nominations and appoint (as requested by Churches Housing Action Team) one member of the Council to the management board of CHAT

14 **Questions to Cabinet Members**

Cabinet Members will answer questions from Members on their Portfolios.

15 **Members Business**

To receive any statements made and notice of future questions by

Members.

Note: the time allowed for this item is limited to 15 minutes.

Covid-19 and meetings

From 7 May 2021, the law requires all councils to hold formal meetings in person. However, the Council is also required to follow government guidance about safety during the pandemic. Therefore the Council will enable all people to continue to participate in meetings via Zoom.

You are strongly encouraged to participate via Zoom to keep everyone safe - there is limited capacity in meeting rooms if safety requirements are to be met. There are restrictions and conditions which apply to those in the building and the use of the building. You must not attend a meeting at Phoenix House without complying with the requirements in the new protocol for meetings. You must follow any directions you are given.

Please read the new meeting protocol which is available here: <https://democracy.middevon.gov.uk/documents/s21866/aaaaHybridMeetingProtocolMay2021.pdf>

If you want to ask a question or speak, email your full name to Committee@middevon.gov.uk by no later than 4pm on the day before the meeting. This will ensure that your name is on the list to speak and will help us ensure that you are not missed – as you can imagine, it is easier to see and manage public speaking when everyone is physically present in the same room. Notification in this way will ensure the meeting runs as smoothly as possible.

If you would like a copy of the Agenda in another format (for example in large print) please contact Sally Gabriel on:

E-Mail: sgabriel@middevon.gov.uk