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### **Executive Board, Wednesday, 30 March 2011 at 5.30 pm**

The above Board meeting will be held in the Council Chamber, Knowle, Sidmouth, to consider the matters detailed on the agenda below.

**Members of the Council who do not sit on the Executive Board are welcome to attend as observers.**

**Members of the public are welcome to attend this meeting.**

- **A period of 15 minutes has been provided at the beginning of the meeting to allow members of the public to raise questions.**
- **In addition, the public may speak on items listed on the agenda. After a report has been introduced, the Chairman (Leader of the Council) will ask if any member of the public wishes to speak and/or ask questions.**
- **All individual contributions will be limited to a period of 3 minutes – where there is an interest group of objectors or supporters, a spokesperson should be appointed to speak on behalf of group.**
- **The public is advised that the Chairman has the right and discretion to control questions to avoid disruption, repetition and to make best use of the meeting time.**

**A hearing loop system will be in operation in the Council Chamber.**

Councillors and members of the public are reminded to switch off mobile phones during the meeting. If this is not practical due to particular circumstances, please advise the Chairman in advance of the meeting.

## **AGENDA**

### **Part A**

- |  | <b>Page/s</b> |
|--|---------------|
| 1 <b>Public question time</b> – standard agenda item (15 minutes)<br>Members of the public are invited to put questions to the Executive Board through the Chairman (Leader of the Council). |               |

Councillors also have the opportunity to ask questions of the Leader and/or Portfolio Holders during this time slot whilst giving priority at this part of the agenda to members of the public.

- 2 To confirm the minutes of the meeting of the Executive Board held on 2 March 2011 5-10
- 3 To receive any apologies for absence.
- 4 To receive any declarations of interest relating to items on the agenda.
- 5 To consider any items, which, in the opinion of the Chairman, should be dealt with as matters of urgency because of special circumstances.  
(Note: Such circumstances need to be identified in the minutes. If you wish to raise a matter under this item, please do so in advance of the meeting by notifying the Chief Executive who will then consult with the Chairman).
- 6 To agree any items to be dealt with after the public (including the press) have been excluded. There are 2 items which Officers recommend should be dealt with in this way.
- 7 To note the contents of the Forward Plan for the period 1 April 2011 to 31 July 2011. 11-12
- 8 Matters referred to the Executive Board by the Overview/Scrutiny Committees of the Council for re-consideration in accordance with the Overview/Scrutiny procedure or budget and Policy Framework Procedure Rules under Part 4 of the Constitution.  
A Portfolio Holder decision which had been reported in the Knowledge on 11 March 2011 was 'called in' and considered at the scheduled meeting of the Overview and Scrutiny Co-ordinating Committee on 16 March 2011.

The 'called in' Environment Portfolio Holder decision was:

**East Devon Training concession application** – that the applicant be granted a licence to operate the concession: to operate lifeguard and fitness training sessions in Exmouth, Sidmouth and Seaton; jet ski training in Exmouth and kayak safaris across various East Devon beaches, in accordance with the terms set out by the Council Estates Surveyor.

The recommendation of the Overview and Scrutiny Co-ordinating Committee from its meeting on 16 March 2011 for consideration by the Executive Board is set out below: 36-37

1. that the concession be referred back to the Executive Board to consider the consultation carried out with local residents and other interested bodies, including Exmouth Town Council, on the jet ski element of the concession only.
2. that the Council agrees to a future review of the jet ski use from all East Devon beaches to determine if there is any action that the Council can take to alleviate nuisance from jet ski use.

The Committee did not contest the remaining elements of the concession.

The Board is asked to consider any recommendations contained in these minutes relating to the 'call in'.

- 9 To note or take appropriate action in respect of the minutes of the Scrutiny/Overview Committees:

Communities Overview and Scrutiny	- 16 February 2011	13-18
Economy Overview and Scrutiny	- 24 February 2011	19-22
Housing Review Board	- 3 March 2011	23-29
Service Delivery & Performance	- 9 March 2011	30-34
Overview and Scrutiny Co-ordinating Committee	- 16 March 2011	35-40

- |    |  |                |
|----|--|----------------|
| 10 | To note or take appropriate action in respect of the minutes of the meeting of the Recycling and Refuse Partnership Board held on 8 March 2011.                                | 41-45          |
| 11 | To note or take appropriate action in respect of the reports and recommendations of the meetings of the Member Development Working Party held on 21 February and 1 March 2011. | 46-50<br>51-52 |

### Part A Matters for Decision

- |    |  |   |        |
|----|--|---|--------|
| 12 | Re-instatement of the Economic Development Budget 2011/12  | Economic Development<br>Manager/Head of Finance | 53-67  |
| 13 | Performance Monitoring report – January – February 2011  | Communications and Improvement<br>Manager       | 68-83  |
| 14 | Community Right to Buy – consultation response<br><br><b>(The Communities and Local Government Consultation Paper: ‘Proposals to introduce a Community Right to Buy – Assets of Community Value’ and the drafted consultation response are available on the Council’s website with the on line version of this agenda.)</b>  | Principal Estates Surveyor                      | 84-86  |
| 15 | Proposed transfer of land to the Council to contribute to the Withycombe Valley Park, Exmouth  | Principal Estates Surveyor                      | 87-92  |
| 16 | River Otter cycle path and footbridge scheme   | Head of Countryside                             | 93-98  |
| 17 | Exemption from Standing Order<br>(to change the current council housing finance system)  | Head of Housing and Social<br>Inclusion         | 99-100 |
| 18 | <b>The Vice Chairman to move the following:-</b><br>“that under Section 100(A) (4) of the Local Government Act 1972 the public (including the press) be excluded from the meeting as exempt information, of the description set out on the agenda, is likely to be disclosed and on balance the public interest is in discussing this item in private session (Part B).” |   |        |

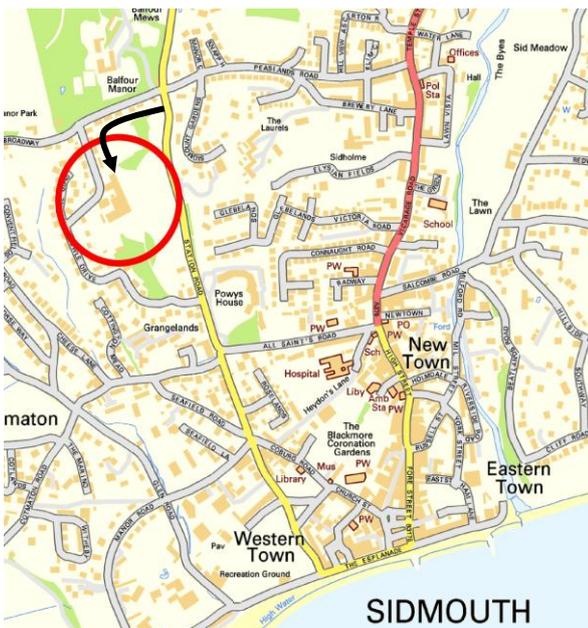
### PART B - Matters for Decision

- |    |                                |   |                  |         |
|----|--------------------------------|---|------------------|---------|
| 19 | Land off Combe Hayes, Sidmouth | Para 3 Schedule 12A<br>Information relating to the financial or business affairs of any particular person (including the authority holding that information). | Estates Surveyor | 101-103 |
| 20 | Mobile and Integrated Working  | Para 2 Schedule 12 A<br>information which is likely to reveal the identity of an individual   | Head of ICT      | 104-123 |

## Members remember!

- ❑ You must declare the nature of any personal or prejudicial interests in an item whenever it becomes apparent that you have an interest in the business being considered.
- ❑ Where you have a personal interest because the business relates to or is likely to affect a body of which you are a member or manager as an EDDC nominee or appointee, then you need only disclose that interest when (and if) you speak on the item. The same rule applies if you have a personal interest in relation to a body exercising functions of a public nature.
- ❑ Make sure you say the reason for your interest as this has to be included in the minutes.
- ❑ If your interest is prejudicial you must leave the room unless you have obtained a dispensation from the Council's Standards Committee or where Para 12(2) of the Code can be applied. Para 12(2) allows a Member with a prejudicial interest to stay for the purpose of making representations, answering questions or giving evidence relating to the business but only at meetings where the public are also allowed to make representations. If you do remain, you must not exercise decision-making functions or seek to improperly influence the decision; you must leave the meeting room once you have made your representation.

## Getting to the Meeting – for the benefit of visitors



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The following buses all terminate at the Triangle in Sidmouth. From the Triangle, walk up Station Road until you reach the Council Offices (approximately ½ mile).

**From Exeter – 52A, 52B**

**From Honiton – 52B**

**From Seaton – 52A**

**From Ottery St Mary – 379, 387**

Please check your local timetable for times.

The Committee Suite has a separate entrance to the main building, located at the end of the visitor and Councillor car park. The rooms are at ground level and easily accessible; there is also a toilet for disabled users.

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