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Democratic and Member Support

Chief Executive's Department
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Published 09 March 2017

CITY COUNCIL

Monday 20 March 2017
2.00 pm
Council House, Plymouth

Members:

Councillor Murphy, Chair

Councillor Sam Davey, Vice Chair

Councillors Mrs Aspinall, Ball, Mrs Beer, Bowie, Bowyer, Mrs Bowyer, Mrs Bridgeman, Carson, Churchill, Coker, Cook, Dann, Darcy, Philippa Davey, Deacon, Downie, Drean, Evans, Fletcher, K Foster, Mrs Foster, Fry, Hendy, James, Jordan, Kelly, Martin Leaves, Michael Leaves, Sam Leaves, Loveridge, Lowry, Dr Mahony, Mavin, McDonald, Morris, Nicholson, Parker-Delaz-Ajete, Penberthy, Mrs Pengelly, Rennie, Ricketts, Riley, Singh, Smith, Sparling, Stevens, Storer, Jon Taylor, Kate Taylor, Tuffin, Tuohy, Vincent, Wheeler, Wigen and Winter.

Members are invited to attend the above meeting to consider the items of business overleaf.

This meeting will be webcast and available on-line after the meeting. By entering the Council Chamber, councillors are consenting to being filmed during the meeting and to the use of the recording for the webcast.

The Council is a data controller under the Data Protection Act. Data collected during this webcast will be retained in accordance with authority's published policy.

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Tracey Lee

Chief Executive

City Council

AGENDA

PART I – PUBLIC MEETING

Order of proceedings

1. APOLOGIES

To receive apologies for absence submitted by councillors.

2. MINUTES

(Pages 1 - 8)

To approve and sign as a correct record the minutes of the Extraordinary City Council Meeting of the 27 February 2017 and the Special Budget City Council Meeting of the 27 February 2017.

3. DECLARATIONS OF INTEREST

(Pages 9 - 10)

Councillors will be asked to make declarations of interest in respect of items on this agenda. A flowchart providing guidance on interests is attached to assist councillors.

4. ANNOUNCEMENTS

- (a) To receive announcements from the Lord Mayor, Chief Executive, Assistant Director for Finance or Head of Legal Services;
- (b) To receive announcements from the Leader, Cabinet Members or Committee Chairs.

5. QUESTIONS BY THE PUBLIC

To receive questions from and provide answers to the public in relation to matters which are about something the council is responsible for or something that directly affects people in the city, in accordance with Part B, paragraph 11 of the Constitution.

Questions, of no longer than 50 words, can be submitted to the Democratic Support Unit, Plymouth City Council, Ballard House, West Hoe Road, Plymouth, PL1 3BJ, or email to democraticsupport@plymouth.gov.uk. Any questions must be received at least five complete working days before the meeting.

6. JOINT COMMITTEE FOR THE HEART OF THE SOUTH WEST (Pages 11 - 20)

Leader of the Council: Councillor Ian Bowyer (Leader).

The City Council will be asked to approve the recommendations in relation to the establishment of a Joint Committee for Local Authorities within the Heart of the South West Local Enterprise Partnership geography.

RECOMMENDATIONS FROM CABINET AND OTHER COMMITTEES

7. Lord Mayoralty 2017-18 (Pages 21 - 22)

Chair of the Lord Mayor Selection Committee: Councillor Nicholson (Deputy Leader).

The City Council will be asked to approve the recommendation of the Lord Mayor Selection Committee, prior to the Annual Meeting, in accordance with Article 5.1.1 of the Council's Constitution.

8. Waterfront Business Improvement District (Pages 23 - 24)

Chair of the Place and Corporate Overview and Scrutiny Committee: Councillor Bowie.

The City Council will be asked to approve the recommendation of the Place and Corporate Overview and Scrutiny Committee.

9. MOTIONS ON NOTICE

To consider motions from councillors in accordance with Part B, paragraph 14 of the Constitution.

10. COUNCIL AND COMMITTEE MEETINGS 2017/18 (Pages 25 - 28)

The City Council will be asked to approve the draft Calendar of the Council and Committees for 2017/18 up to the next Annual General Meeting of the Council.

11. QUESTIONS BY COUNCILLORS

Questions to the Leader, Cabinet Members and Committee Chairs covering aspects for their areas of responsibility or concern by councillors in accordance with Part B, paragraph 12 of the constitution.

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City Council

Monday 27 February 2017

PRESENT:

Councillor Murphy, in the Chair.

Councillor Sam Davey, Vice Chair.

Councillors Mrs Aspinall, Ball, Mrs Beer, Bowie, Bowyer, Mrs Bowyer, Mrs Bridgeman, Carson, Churchill, Coker, Cook, Dann, Darcy, Philippa Davey, Deacon, Downie, Drear, Evans, Fletcher, K Foster, Mrs Foster, Hendy, Jordan, Kelly, Martin Leaves, Michael Leaves, Sam Leaves, Loveridge, Lowry, Dr Mahony, Mavin, McDonald, Morris, Nicholson, Parker-Delaz-Ajete, Penberthy, Mrs Pengelly, Rennie, Ricketts, Riley, Singh, Smith, Sparling, Stevens, Storer, Tuffin, Tuohy, Vincent, Wheeler and Winter.

Apologies for absence: Councillors Fry, James, Jon Taylor, Kate Taylor and Wigans.

The meeting started at 11.00 am and finished at 12.35 pm.

Note: The full discussion can be viewed on the webcast of the City Council meeting at www.plymouth.gov.uk. At a future meeting, the Council will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

63. **Declarations of Interest**

There were no declarations of interest made by councillors.

64. **Plymouth and South West Devon Joint Local Plan**

Councillor Nicholson (Deputy Leader and Cabinet Member for Strategic Transport, Housing and Planning) proposed and Councillor Bowyer (Leader) seconded the Plymouth and South West Devon Joint Local Plan (Cabinet minute 69 refers).

Following a vote, Council agreed -

1. that the Plymouth and South West Devon Local Plan be formally approved and subject to a six-week period for representations to be received, pursuant to Regulation 19 of the Town and Country Planning (Local Planning) (England) Regulations, subject to changes outlined in the table below.
2. that following the completion of the six-week period for representations the local plan be formally submitted for Public Examination.
3. that delegated authority to agree minor amendments to the Plymouth and South West Devon Joint Local Plan prior to its submission be given to the Assistant Director for Strategic Planning and Infrastructure, in consultation with the Joint Local Plan Member Steering Group.

4. that the Plymouth and South West Devon Joint Local Plan Steering Group continue to oversee the Joint Local Plan to ensure its effective monitoring and review, and that officers be instructed to draw up a revised Collaboration Agreement to this effect between West Devon Borough Council, South Hams District Council and Plymouth City Council, with responsibility delegated to the Assistant Director of Strategic Planning and Infrastructure for signing the Collaboration Agreement, in consultation with the Cabinet Member for Strategic Housing, Transport, and Planning.

Section	Correction Needed	Change Made to JLP
PLY48 – Sherford	Minor error in figure identified from Sherford planning consent for employment floor space	Total employment figure revised from 68,000-67,000sqm
PLY60.12 - Bell Close, Plympton	Error in floor space potential of site	Total employment figure revised from 6,500-2,000sqm
TTV13 - The Quayside, Kingsbridge	Need to clarify the part of the commercial floor space which is anticipated for employment use.	Figures clarified - 200 sqm BI floor space anticipated
TTV17 - land at Exeter Road, Okehampton	Error in site area and therefore floor space calculation	Total employment figure revised from 44,800-35,000sqm
TTV22 - Plymouth Road, Tavistock	Error in omitting the calculation for one of the sections of the site	Total employment figure revised from 14,600-18,600sqm
TTV27 - Baltic Wharf, Totnes	Error in identification of employment uses given planning consent for site – should allow for BI and B2	Policy corrected
TTV28.6 - Ashburton Road, Totnes	Error in site area and therefore floor space calculation	Total employment figure revised from 1,700-1,200sqm
TTV29.11 – Hatherleigh Market	Error in identification of employment uses given planning consent for site – should allow for BIa	Policy corrected
TTV29.24 - North of Milzac Close, Yealmpton	Site capacity needs correcting to reflect consented scheme	Total employment figure revised from 5,100-2,500sqm
Fig 3.6 - employment supply	Consequential amendments needed in light of above corrections, and avoidance of double counting in figures	Figures corrected – see revised fig 3.6 below
DEV8.2 - Meeting local housing need in the Thriving Towns and Villages Policy Area	The words 'outside locally identified High Value Areas' have been included in error, and need to be removed to support affordable housing delivery	Policy corrected

Corrected Figure 3.6 – Employment Supply (Net Increase, square metres)

	Plymouth Policy Area			Thriving Towns and Villages			Plan Area
	B1a office	B1/B2	B8	B1a office	B1/B2	B8	
Completions 14-16	2,283	10,918	5,033	707	9,548	1,088	29,577
Outstanding permissions	42,032	84,077	32,692	2,559	10,249	6,940	178,549
Identified sites	96,400	175,405	141,217	33,400	71,000	58,800	576,222
TOTAL SUPPLY	140,715	270,400	178,942	36,667	90,797	66,828	784,348

65. **Plymouth Plan Refresh**

Councillor Nicholson (Deputy Leader and Cabinet Member for Strategic Transport, Housing and Planning) proposed and Councillor Bowyer (Leader) seconded the Plymouth Plan Refresh (Cabinet minute 70 refers).

Following a vote, Council agreed -

1. That the updates set out in the report to Modules 2 (Philosophy), 3 (Vision), 5 (Healthy City), 6 (Growing City) and 7 (International City) of the Plymouth Plan Part One be approved.
2. That subject to formal adoption of the Plymouth and South West Devon Local Plan, the Plymouth specific policies be combined with the Plymouth Plan refresh to re-create a single integrated web based document, with delegated authority to the Assistant Director for Strategic Planning and Infrastructure, in consultation with the Cabinet Member for Strategic Housing, Transport, and Planning, to publish this on the Plymouth Plan website.

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City Council

Monday 27 February 2017

PRESENT:

Councillor Murphy, in the Chair.

Councillor Sam Davey, Vice Chair.

Councillors Mrs Aspinall, Ball, Mrs Beer, Bowie, Bowyer, Mrs Bowyer, Mrs Bridgeman, Carson, Churchill, Coker, Cook, Dann, Darcy, Philippa Davey, Deacon, Downie, Drear, Evans, Fletcher, K Foster, Mrs Foster, Fry, Hendy, Jordan, Kelly, Martin Leaves, Michael Leaves, Sam Leaves, Loveridge, Lowry, Dr Mahony, Mavin, McDonald, Morris, Nicholson, Parker-Delaz-Ajete, Penberthy, Mrs Pengelly, Rennie, Ricketts, Riley, Singh, Smith, Sparling, Stevens, Storer, Jon Taylor, Kate Taylor, Tuffin, Tuohy, Vincent, Wheeler, Wiggins and Winter.

Apologies for absence: Councillor James.

The meeting started at 2.00 pm and finished at 5.25 pm.

Note: The full discussion can be viewed on the webcast of the City Council meeting at www.plymouth.gov.uk. At a future meeting, the Council will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

66. **MINUTES**

Agreed the minutes of the meeting held on the 30 January 2017.

67. **DECLARATIONS OF INTEREST**

There were no declarations of interest made by councillors in accordance with the code of conduct.

68. **ANNOUNCEMENTS**

The Leader, Cabinet Members or Chairs of Committees

The Leader

- Sustainability and Transformation Plan.

69. **REVENUE AND CAPITAL BUDGET AND PROPOSED COUNCIL TAX LEVELS FOR 2017/18**

At the start of the debate Councillor Bowyer proposed, Councillor Evans seconded and Council agreed that in accordance with Part B, Council Procedure Rule 14.6 of the Constitution, Rule of Debate 4.2 (in Appendix one) (which limits speeches to five minutes) is

suspended for this item in relation to the speeches by the Leader and the Leader of the Opposition.

Councillor Bowyer (Leader) proposed and Councillor Darcy (Cabinet Member for Finance) seconded a report and the amended recommendations on the Revenue and Capital Budget and Proposed Council Tax Levels for 2017/18.

During the debate, Councillor Evans proposed and Councillor McDonald seconded an amendment for an additional recommendation on fees and charges for bereavement services.

Following a vote, Council agreed the amendment.

During the debate Councillor Evans moved a procedural motion under the Constitution, Appendix One (2) Rules of Debate (11.1) for the meeting to be adjourned, Councillor Lowry seconded the motion.

Following a request from ten councillors for a recorded vote, the motion was lost.

For the motion (26) –

Councillors Mrs Aspinall, Bowie, Coker, Dann, P Davey, S Davey, Evans, Hendy, Lowry, Mavin, McDonald, Morris, Parker-Delaz-Ajete, Penberthy, Rennie, Singh, Smith, Sparling, Stevens, Jon Taylor, Kate Taylor, Tuffin, Tuohy, Vincent, Wheeler and Winter.

Against the motion (29)

Councillors Ball, Mrs Beer, Bowyer, Mrs Bowyer, Mrs Bridgeman, Carson, Cook, Churchill, Darcy, Deacon, Downie, Drean, Fletcher, Foster, Mrs Foster, Fry, Jordan, Kelly, Martin Leaves, Mike Leaves, Sam Leaves, Loveridge, Dr Mahony, Nicholson, Mrs Pengelly, Ricketts, Riley, Storer and Wigens.

Abstained (1) –

Lord Mayor

Absent (1) –

Councillor James

During the debate, Councillor Darcy moved a procedural motion under the Constitution, Appendix One (2) Rules of Debate (11.1) to move to the vote, Councillor Fry seconded the motion.

Following a vote, the motion was carried.

Following a request from ten councillors for a recorded vote Council agreed -

1. To approve the proposed net revenue budget requirement for 2017/18 of **£183.683m;**
2. To approve the total capital budget of £895.4m to 2021/22 (Appendix 4);
3. To approve -
 - a. Increase to the Council Tax by one point four nine percent (1.49%);

- b. Increase to the Council Tax Adult Social Care precept of three percent (3%);
 - c. the drawdown of £0.192m from the Council Tax Collection Fund;
 - d. the amended appendix three, detailing the proposed 2017/18 Council Tax for each band of property.
4. To use the Council Tax base for 2017/18 as 70,775 [Item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the “Act”)]; calculate that the Council Tax requirement for the Councils own purposes for 2017/18 is £99,610,438.
5. To agree that the following amounts are calculated for the year 2017/18 in accordance with Sections 31 to 36 of the Act:
 - a. £531,521,693 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (3) of the Act (Gross Expenditure and Transfers to Reserves).
 - b. £431,911,255 being the aggregate of the amounts which the council estimates for the items set out in Section 31A (3) of the Act (Gross Expenditure and Transfers to Reserves).
 - c. £99,610,438 being the amount by which the aggregate at 9.5(a) above exceeds the aggregate amount at 9.5(b) above, calculated by the Council in accordance with Section 31A(4) of the Act as it’s council Tax requirement for the year. (Item R in the formula in section 31B of the Act).
 - d. £1,407.42 being the amount at 9.5(c) above (Item R), all divided by Item T (9.4 above), calculated by the council, in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year.
6. To note that the Office of the Devon and Cornwall and Isles of Scilly Police Commissioner has issued precepts to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwellings in the Council’s area, reflecting a one point nine nine per cent (1.99%) increase for 2017/18;
7. To note that the Devon and Somerset Fire and Rescue Authority precepts have been confirmed reflecting a one point nine nine per cent (1.99%) increase for 2017/18;
8. To approve the 2017/18 Flexible Use of Capital Receipts Strategy;
9. To note the Section 151 Officer’s statement on the Budget Robustness Statement (Appendix 5);
10. To approve the annual Treasury Management Strategy and Annual Investment Strategy 2017/18 (incorporating the authorised limits, operational boundaries and prudential indicators) as submitted (Appendix 7);
11. To note the Revenue and Capital Monitoring Report Quarter Three 2016/17 (Appendix 8);

12. To note the response to the recommendations made by the Wellbeing Overview and Scrutiny Committee and Place and Corporate Overview and Scrutiny Committee (Appendix 9);
13. To delegate responsibility for any technical accounting changes which may arise after the budget to the Section 151 Officer in consultation with the Leader and Portfolio Holder for Finance and IT.
14. That the Cremations and burials charges for children under the age of 15 years under the council's Fees and Charges Policy (Bereavement and Registration) be nil pounds.

For the motion (26) –

Councillors Mrs Aspinall, Bowie, Coker, Dann, P Davey, S Davey, Evans, Hendy, Lowry, Mavin, McDonald, Morris, Parker-Delaz-Ajete, Penberthy, Rennie, Singh, Smith, Sparling, Stevens, Jon Taylor, Kate Taylor, Tuffin, Tuohy, Vincent, Wheeler and Winter.

Against the motion (29)

Councillors Ball, Mrs Beer, Bowyer, Mrs Bowyer, Mrs Bridgeman, Carson, Cook, Churchill, Darcy, Deacon, Downie, Drean, Fletcher, Foster, Mrs Foster, Fry, Jordan, Kelly, Martin Leaves, Mike Leaves, Sam Leaves, Loveridge, Dr Mahony, Nicholson, Mrs Pengelly, Ricketts, Riley, Storer and Wigans.

Abstained (1) –

Lord Mayor

Absent (1) –

Councillor James

DECLARING INTERESTS – QUESTIONS TO ASK YOURSELF

What matters are being discussed?

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Does the business relate to or is it likely to affect a disclosable pecuniary interest (DPI)? This will include the interests of a spouse or civil partner (and co-habitees):

- any employment, office, trade, profession or vocation that they carry on for profit or gain
- any sponsorship that they receive including contributions to their expenses as a councillor or the councillor’s election expenses from a Trade Union
- any land licence or tenancy they have in Plymouth
- any current contracts leases or tenancies between the Council and them
- any current contracts leases or tenancies between the Council and any organisation with land in Plymouth in they are a partner, a paid Director, or have a relevant interest in its shares and securities
- any organisation which has land or a place of business in Plymouth and in which they have a relevant interest in its shares or its securities

No

Yes

Declare interest and leave (or obtain a dispensation)

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Does the business affect the well-being or financial position of (or relate to the approval, consent, licence or permission) for:

- a member of your family or
- any person with whom you have a close association; or
- any organisation of which you are a member or are involved in its management (whether or not appointed to that body by the council). This would include membership of a secret society and other similar organisations.

Yes No You can speak and vote

Will it confer an advantage or disadvantage on your family, close associate or an organisation where you have a private interest more than it affects other people living or working in the ward?

Yes No

Declare the interest and speak and vote

Speak to Monitoring Officer in advance of the meeting to avoid risk of allegations of corruption or bias

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Cabinet members must declare and give brief details about any conflict of interest* relating to the matter to be decided and leave the room when the matter is being considered. Cabinet members may apply to the Monitoring Officer for a dispensation in respect of any conflict of interest.

*A conflict of interest is a situation in which a councillor’s responsibility to act and take decisions impartially, fairly and on merit without bias may conflict with his/her personal interest in the situation or where s/he may profit personally from the decisions that s/he is about to take.

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PLYMOUTH CITY COUNCIL

Subject:	A Joint Committee for the Heart of the South West
Committee:	Full Council
Date:	20 th March 2017
Cabinet Member:	Councillor Bowyer
CMT Member:	Tracey Lee, Chief Executive
Author:	Alison Ward, Regional Partnerships Manager
Contact details:	Tel: 01752 398084 e-mail: alison.ward@plymouth.gov.uk
Key Decision:	N/A
Part:	I

Purpose of the report:

This report provides an update following the 11 July 2016 'in principle' Council approval to progress negotiations for a Devolution deal, and the establishment of a Heart of the South West (HotSW) Combined Authority. It is subject to a further report being considered and approved during July/August 2017 by the 17 councils in the Heart of the South West partnership.

In light of national policy changes and the lack of response from Government on a Devolution deal, the partnership has reconfirmed its commitment to work together to produce an overarching Productivity Plan, and is proposing a 'lighter touch' governance model that will formalise the current partnership arrangements.

This report therefore also outlines proposals for:

- The preparation and approval of the HotSW Productivity Plan to take forward the HotSW Prospectus for Productivity which was prepared in support of the partnership's aspirations to secure a Devolution deal which was submitted to Government in February 2016.
- The creation of a formal HotSW Joint Committee of the local authorities, national park authorities and partners to take forward the Productivity Plan.

The proposals outlined above are covered by common recommendations in this report that are being considered by all of the councils during February/March 2017. The recommendations in this report are subject to a further decision being brought to all councils in July/August 2017.

A HotSW Productivity Plan Green Paper was published at the end of January 2017. The Council is working on a range of responses to this, and to the associated Government Industrial Strategy Green Paper which was published at around the same time.

In addition to Plymouth's own response to the Productivity Plan, the Council is developing a joint response with South Hams and West Devon Councils based on the Plymouth 'travel to work/functional economic area' and Joint Local Plan geography, as well working with the Growth Board, the South Coast Marine Cluster and other groups, and separately with Exeter City Council and Torbay Council on joint responses to the Government's Industrial Strategy Green Paper.

The Corporate Plan 2016-19

The Productivity Plan will set out the long term aspirations for the whole of the Heart of the South West. Plymouth's priorities will be reflected in that, in terms of the sector strengths of marine, advanced engineering and nuclear expertise, and in the identification of the shared challenges of connectivity and skills.

Plymouth has taken a lead role in managing the Devolution programme which includes supporting and developing the partnership and the Productivity Plan. As the largest city in the HotSW area it is appropriate that Plymouth has a prominent role in raising the profile of the Heart of the South West with Government to enable the area to compete regionally and nationally.

The joint working with neighbouring councils within the travel to work area builds on the Joint Local Plan arrangements with South Hams and West Devon Council to demonstrate leadership in strategic planning for the city and its wider catchment.

Implications for Medium Term Financial Strategy and Resource Implications: Including finance, human, IT and land:

1. Financial Implications

Costs associated with the early work on the Productivity Plan preparation largely relates to officer time, most of which is being provided 'in kind' by the authorities and partners. Some of the direct costs are being met by the Local Enterprise Partnership as the Productivity Plan will replace the LEP's Strategic Economic Plan.

The establishment of a Joint Committee provides a low cost option compared to a Combined Authority structure. It is anticipated that the Committee will receive considerable in kind support from partners as has been the case to date. Direct running costs will be limited to potentially providing secretariat officer support for the meetings, if there is insufficient 'in-house' capacity, and the costs of the meeting venues. Meeting costs can be minimised by using council buildings as venues. Secretariat costs are estimated to be a maximum of £40k per annum which would be a shared cost between all constituent authorities.

In addition to the direct costs of administering the Joint Committee there is also the question of an operational budget to fund its work. It is recommended that this should be an early issue for discussion and recommendation by the Joint Committee itself, once established, as this will be entirely dependent on the eventual work programme and at the discretion of councils within the Joint Committee.

2. Legal Implications

Each of the partners' legal teams or Monitoring Officers have been, and will continue to be involved in the development of the detail of the Joint Committee. The details setting out the working arrangements will form part of the report in the summer.

3. HR Implications

None

Other Implications: e.g. Child Poverty, Community Safety, Health and Safety and Risk Management:

1. Other Implications (including due regard implications)

None identified at this stage, however the whole population within the local authority could potentially be affected by the publication and subsequent delivery of the Productivity Plan. This far reaching Plan will set out a strategic vision to drive economic growth and promote the whole

system public service reform of areas such as careers advice, employment support, and skills and training.

2. Risk Implications

Risk implications will continue to be addressed at all stages of these proposals. The Secretary of State has yet to formally clarify his position on the HotSW Devolution proposals, however the national policy direction seems to be becoming clearer, that Devolution deals are less of a priority to Government at this point in time. In the circumstances the HotSW Leaders feel that the partnership needs to move forward with the priority development of the HotSW Productivity Plan, and that this can best be achieved through the establishment of a formal Joint Committee in place of the current informal governance arrangements. This will put a formal governance structure around the Productivity Plan preparation, approval and delivery so minimising risk to the Council and the other partner authorities. It will give partners the ability to negotiate with Government at pace, particularly on the emerging Industrial Strategy, but without the statutory commitment required to establish a Combined Authority.

Without a Productivity Plan and Joint Committee in place the Council and its partners may be at a disadvantage in negotiating and lobbying Government on a range of policy initiatives including the growth agenda, and there is a risk of missing out on potential funding streams.

Equality and Diversity:

An Equality Impact Assessment has not been undertaken at this stage. The Heart of the South West partnership will develop an Equality Impact Needs Assessment that will inform the development and adoption of the Productivity Plan.

Recommendations and Reasons for recommended action:

That Council:

1. Notes progress toward the Heart of the Southwest Combined Authority / Devolution deal proposals;
2. Approves the proposals for the Heart of the Southwest Productivity Plan preparation and consultation;
3. Agrees in principle' to the establishment of a Heart of the Southwest Joint Committee with a Commencement Date of Friday 1st September 2017 in accordance with the summary proposals set out in this report;
4. Agrees that the 'in principle' decision at (3) above is subject to further recommendation and report to the constituent authorities after the County Council elections in May 2017 and confirmatory decisions to approve:
 - a. the establishment of the Joint Committee;
 - b. a constitutional 'Arrangements' document;
 - c. an 'Inter-Authority Agreement' setting out the support arrangements;
 - d. the appointment of representatives to the Joint Committee;
 - e. the appointment of an Administering Authority.

Reasons

The urgent and essential need to improve productivity across the HotSW area is the driver for the recommendations in this report.

The Productivity Plan will replace the Local Enterprise Partnership's Strategic Economic Plan. It will be the key strategic HotSW document for the partners to engage with Government on a range of investment opportunities and powers emerging from the Industrial Strategy, and the National Productivity Infrastructure Fund.

The recommendations also reflect the position reached with the Government on the Combined Authority / Devolution deal matters. With no agreement in sight on either issue the Leaders wish to put in place an alternative formal collaboration arrangement at HotSW level to maintain and take forward the momentum achieved by the partnership.

Without a Joint Committee in place at this time at a strategic level, the HotSW area is likely to find itself disadvantaged in terms of capitalising on Government policy initiatives and new funding opportunities, compared to those areas that have or are establishing formal strategic partnerships. Although a Joint Committee cannot undertake the full range of functions of a Combined Authority, it would provide a mechanism towards the establishment of a Combined Authority if deemed appropriate, including the potential to operate as a shadow Combined Authority at some point in the future.

Alternative options considered and rejected:

1. In July 2016, the Council approved the ‘in principle’ establishment of a Heart of the South West Combined Authority and this could still be considered as an alternative option. This body would have been a recognised legal entity requiring specific paid roles funded by the constituent councils. This was the Government’s minimum standard to secure any kind of Devolution deal. In the absence of a Devolution deal, there is still a desire to formalise the HotSW Leaders’ partnership which has matured and developed over the last 18 months. The Joint Committee will provide clear democratic leadership based on the LEP footprint; a stronger voice to Government; and a platform for further local collaboration both within the partnership, and between the partnership and other areas in the South West.

 2. Another option would be to maintain the current informal HotSW partnership arrangements. However, formalising the structure into a Joint Committee provides the added benefits of streamlined and transparent decision-making around the Productivity Plan. It will also simplify the relationship between the constituent councils and the Local Enterprise Partnership, and other partners, and is a low risk/low cost solution, comparable with the current running costs for the partnership.
-

Published work / information:

[Heart of the South West Productivity Plan Green Paper](#)

Background papers:

Title	Part I	Part II	Exemption Paragraph Number							
			1	2	3	4	5	6	7	
Summary Paper – Appendix I										

Sign off:

Fin	akh1 617. 87	Leg	DVS 2773 1	Mon Off	DVS 2773 1	HR	n/a	Assets	n/a	IT	n/a	Strat Proc	n/a
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Originating SMT Member: Giles Perritt Appendix I

Has the Cabinet Member(s) agreed the content of the report? Yes

Summary Paper

I. Background

Combined Authority / Devolution Deal update

- 1.1.1** Following the in-principle agreement by Heart of the South West (HotSW) local authorities to move towards a Combined Authority model, the EU Referendum has taken place and the Government has changed. Both of these events have had a significant impact on Government policy and in particular the approach to Devolution.
- 1.1.2** Members will recall that before the change of Government the previous Secretary of State had indicated his support for the establishment of a Combined Authority for the HotSW area and indicated that a Mayor would not be imposed or be a pre-condition of any initial Devolution deal. Although it was made clear that a Mayor was required to achieve extensive funding and powers, the partnership was encouraged to push the limits of an initial deal, with the potential for further deals in the future. At that stage in the early autumn of 2016, the Autumn Statement presented the first opportunity for the announcement of an initial deal. It was also acknowledged that the HotSW LEP would not be penalised in Growth Deal 3 negotiations by not agreeing to a Mayor.
- 1.1.3** These indications were sufficient for the councils to pass resolutions in July / August 2016 to agree to the principle of creating a non-Mayoral Combined Authority for the Heart of the South West, as set out in the Prospectus for Productivity, as the basis for negotiation with Government towards a Devolution deal for the area.
- 1.1.4** Following the change of Government, the new Secretary of State has given a clear indication that a Mayoral Combined Authority is required in order to achieve a Devolution deal.
- 1.1.5** The view of the partnership is that it must maintain the momentum achieved to date by putting in place arrangements across the HotSW area to deliver the key ambition of raising productivity and to avoid the area being disadvantaged compared to its neighbours. Pending any progress being made on 1.1.4 above, and to allow the area to capitalise on the emerging national Industrial Strategy, the Leaders are recommending the following at this stage:
- The creation of a HotSW Productivity Plan to develop the strength of the Heart of South West's economy; and
 - That consideration is given to the creation of a Joint Committee of HotSW partners to drive the development and delivery of the Productivity Plan and be the basis for identifying further public sector reform opportunities for recommendation to the partner authorities.

1.2 HotSW Productivity Plan

- 1.2.1** The report to Council on 11 July 2016 set out that regardless of whether the area entered into a Devolution deal with Government the partnership intended to continue with the development of a Productivity Plan for the area to deliver the aspirations set out in the Prospectus for Productivity agreed by the Councils in February 2016. This remains the priority of the partnership.
- 1.2.2** The Productivity Plan, which replaces the LEP's Strategic Economic Plan, will guide the long term growth aspirations for the area and will be our key strategic document for engaging with Government and our communities on future prosperity. In the absence of a

Combined Authority / Devolution deal at this stage, a mechanism is required to enable the partners to collaborate formally to maximise what can be achieved within existing structures and resources, through new ways of working, as well as continuing negotiations with Government over a range of policy agendas to help deliver the partnership's productivity ambitions.

I.2.3 The latest research from Exeter University confirms that the area has one of the best employment rates in the country. However, too many of those jobs are part-time and low paid. The area significantly lags behind the rest of the UK in terms of its productivity and the key to our future prosperity is to address this disparity

I.2.4 Productivity is defined as: “the amount of goods and services that a person, industry or country produces per hour.” The more good and services that are produced, the more productive – and ultimately wealthy – an economy is. There are 5 drivers of productivity which must all be addressed for productivity to rise:

1. Competition

- Which encourages business to innovate and be more efficient; and
- Access to national and international markets through good infrastructure.

2. Enterprise

- New business opportunities for existing firms and start-ups where competition encourages new ideas and ways of working; and
- Support for businesses and entrepreneurs.

3. Investment in physical capital

- Machinery, equipment, buildings and infrastructure. More capital generally means that more can be done, better and quicker; and
- Infrastructure and somewhere to ‘set up shop’ are essential, and investment capital must be available.

4. Skills

- Skills are needed to take advantage of investment in new technologies and ways of running a business; and
- Skills alone can determine productivity but so do good management, creativity and investment.

5. Innovation

- The successful exploitation of new ideas: technology, products or ways of working boost productivity, for example as better equipment works faster; and
- Research and development and general support for innovators is essential.

I.2.5 Our Prospectus for Productivity confirms our commitment to increasing productivity across the Heart of the South West to ensure a successful future economy. We know the new Secretary of State for Business, Energy and Industrial Strategy, who is developing the Industrial Strategy, is keen to hear and reflect the local narrative in his strategy. The Productivity Plan will provide the platform for the area to engage with Government on this agenda with a view to delivering our collective aspirations for growth in the Heart of the South West.

1.2.6 The Productivity Plan will be developed through an evidence base produced by the LEP's Future Economy Group and engagement with stakeholders and the community. In developing the Plan a range of issues will be explored:

- Productivity in the public and private sector
- Understanding how the local economy works and interventions required to guide investment decisions
- Bringing together local government, business community, public, the universities and other groups
- The need to build an inclusive economy with growth for all.

1.2.7 Work to create the Productivity Plan is intended to be a fully inclusive process involving all stakeholders and will include public consultation. It will take the form of several stages as follows:

- **W/c 23 January – 10 March 2017** – A 'Green Paper' was published setting out some of the emerging challenges for Heart of the South West's productivity identified by the LEP's Future Economy Group. The results from engagement on this discussion paper will form the basis of a formal consultation paper on the vision and priorities for a Productivity Plan.
- **June 2017** – A formal consultation 'White Paper' will be released to all Councils and stakeholders. This will be a public consultation to directly inform the content of the Productivity Plan.
- **September 2017** – The Productivity Plan will be considered for formal adoption.

1.3 HotSW Joint Committee Proposal

1.3.1 Members of all councils will be aware of the work on developing the Combined Authority proposal for the HotSW area. This work was suspended following the change of government focus outlined elsewhere in this report. The partnership decided that until we have clarification locally from the Secretary of State of the criteria for moving forward on devolution, it would take forward a less risky and more cost effective short term option of forming a HotSW Joint Committee to oversee and own the development and delivery of the Productivity Plan. Although the Joint Committee would not have the statutory status of a Combined Authority and cannot therefore deliver the full range of benefits that a Combined Authority can, it has the potential to provide cohesive, coherent leadership and formal governance to agree and oversee delivery of the Productivity Plan and bring forward other pan-HotSW proposals for recommendation to the constituent authorities, as desired and necessary. Its role will focus on collaboration, negotiation and influencing with full delegated decision making responsibilities limited to agreeing and overseeing the implementation of the HotSW Productivity Plan. All other matters where a decision is required will be referred back to the constituent authorities for approval.

1.3.2 Ultimately the aims of the Joint Committee through delivery of the Productivity Plan will be to:

- Improve the economy and the prospects for the region by bringing together the public, private and education sectors;
- Increase our understanding of the economy and what needs to be done to make it stronger;
- Ensure that the necessary strategic framework, including infrastructure

requirements, is in place across the HotSW area to enable sub-regional arrangements to fully deliver local aspirations; and

- Improve the efficiency and productivity of the public sector.

1.3.3 The creation of a single strategic public sector partnership covering the HotSW area will: facilitate collaborative working; help us to remove barriers to progress; and will provide the partnership with the formal structure to engage with Government at a strategic level to maximise the opportunities /benefits available to the area from current and future government policy. It will also enable the constituent authorities and partners to have discussions with neighbouring councils / combined authorities / LEP areas on South West peninsula priorities and issues as well as the ability to move swiftly towards a devolution deal and Combined Authority model in the future if the conditions are acceptable.

1.3.4 A Joint Committee will also provide a formal mechanism for the constituent authorities to engage effectively with the LEP across common boundaries and agendas. The LEP is in the process of adopting a new assurance framework as part of new government requirements which require improvements in the LEP's transparency and accountability. The direct involvement of the LEP in the Joint Committee on many common agendas will provide a mechanism to enable the councils to have a more direct involvement in and greater influence over the activities of the LEP.

1.3.5 The detail of the proposed functions of the Joint Committee and how it will operate will be set out in a draft 'Arrangements' document which will be presented to the constituent authorities for approval in the summer. The current report only seeks an 'in principle' approval to the creation of a Joint Committee at this stage. The final decisions to establish the Joint Committee will be sought from all authorities in July / August with a view to the Committee being established on the 1st September 2017.

1.3.6 The proposed functions of the Joint Committee are as follows:

- (a) Develop, own and implement the HotSW Productivity Plan in collaboration with the LEP.
- (b) To identify and develop proposals (for recommendation to constituent authorities / partner agencies as necessary) in response to policy opportunities presented by the Government to secure functions and funding for the benefit of improving productivity. Examples include Industrial Strategy, Brexit, and Devolution.
- (c) Develop and make recommendations to the constituent authorities / partner agencies for actions emerging from the work of the Brexit Opportunities and Resilience Task Group.
- (d) Continue discussions / negotiations with the Government / relevant agencies to secure delivery of the Government's strategic infrastructure commitments, eg, strategic road and rail transport improvements.
- (e) Identify opportunities for rationalising / improving existing public sector governance arrangements and make recommendations to the constituent authorities/partners.
- (f) To work with the LEP to identify and deliver improvements to the LEP's democratic accountability and to assist the organisation to comply with the revised (November 2016) LEP Assurance Framework. This includes formally endorsing the LEP's assurance framework on behalf of the constituent authorities as and when required and before it is formally approved by the LEP's Administering Authority.
- (g) To ensure that adequate resources (including staff and funding) are allocated by HotSW partners to enable the objectives in (a) to (f) above to be delivered.

1.3.7 In addition to the functions set out above, the Joint Committee Arrangements document will set out in detail:

- (a) Membership arrangements: based on one Authority, one Member (including the 2 National Park Authorities where this would normally be the Leader of the Council / Chairman of the National Park Authority), one named substitute member, and one vote. Partner organisations such as the LEP and the Clinical Commissioning Groups will also have non-voting membership of the Joint Committee
- (b) Standing Orders / Rules of Procedure: An Administering Authority will be identified to support the operation of the Committee and it will be recommended that the Standing Orders and Rules of Procedure of the Administering Authority will apply to the operation of the Committee. This will include the usual Access to Information rules which apply to local authority meetings.
- (c) Provisions to enable a Constituent Authority to formally withdraw from the Joint Committee and for the Joint Committee to be dissolved.
- (d) Appointment of a Chairman and Vice-Chairman on an annual basis.
- (e) The ability for the Joint Committee to appoint sub-committees or establish working groups as required.

1.3.8 A draft Inter-Authority Agreement will accompany the 'Arrangements' document for approval in the summer. This will detail how the Joint Committee will be supported and set out the obligations on the constituent authorities.

In particular this document will set out the Administering Authority functions in support of the operation of the Committee including the provision of financial, legal, constitutional and administrative support to the Committee.

The Agreement will also include:

- (a) The cost sharing agreement setting out how the costs of running the Joint Committee will be met by the constituent authorities
- (b) The roles and responsibilities of the constituent authorities in support of the Joint Committee
- (c) The roles and duties of the Chief Executives' Advisory Group that will support the Joint Committee
- (d) Accounts, Audit, Insurance arrangements
- (e) Confidentiality, Equal Opportunities, Data Protection provisions
- (f) Dispute Resolution provisions.

1.3.9 In addition to the Arrangements and Agreement documents, as part of the summer approval recommendations, the constituent authorities will also be asked to confirm nominations for Joint Committee membership; and appoint an Administering Authority to support the Committee.

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LORD MAYORALTY 2017/18

City Council: 20 March 2017

**LORD MAYOR SELECTION COMMITTEE (MINUTE 4)
(17 FEBRUARY 2017)**

The Committee sought nominations for the Lord Mayoralty 2017/18. Having been nominated by Councillor Nicholson and seconded by Councillor Evans, it was agreed unanimously to extend a cordial invitation to Councillor Mrs Wendy Foster to accept the office of Lord Mayor for the following municipal year.

Members looked at the historic Lord Mayor Selection Committee's minute book dating back to 1944 and reflected on the activities of past Lord Mayors.

Councillors waited upon Councillor Mrs Wendy Foster who, on arrival, expressed her appreciation at the nomination which she was delighted to accept.

Agreed that it is unanimously recommended to City Council that it approves the appointment of Councillor Mrs Wendy Foster as Lord Mayor for the 2017/18 municipal year.

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**WATERFRONT BUSINESS IMPROVEMENT
DISTRICT**

City Council – 20 March 2017

**PLACE AND CORPORATE OVERVIEW AND SCRUTINY COMMITTEE
MINUTE 40 (1 March 2017)**

The Committee, having considered the report and advice of officers, unanimously supports the Waterfront Business Improvement District proposals and agreed to recommend to the City Council that the power of veto, as per Regulation 12 of the Business Improvement District (England) Regulations 2004, is not exercised.

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Programme of Ordinary Meetings of the Council and Committees 2017/18											
MAY 2017					JUNE 2017						
Info	Day	Date	Meeting	Time	Prov? (Shift P)	Info	Day	Date	Meeting	Time	Prov? (Shift P)
	Mon	1	Bank Holiday								
	Tue	2									
	Wed	3									
	Thu	4	Planning Committee			Sch hols	Thu	1	Planning Committee		
	Fri	5					Fri	2			
	Mon	8					Mon	5			
	Tue	9					Tue	6	Licensing Committee		
	Wed	10							Licensing Sub Committee		
	Thu	11					Wed	7			
	Fri	12					Thu	8			
	Mon	15					Fri	9			
	Tue	16					Mon	12			
	Wed	17					Tue	13			
	Thu	18					Wed	14	Wellbeing Overview & Scrutiny Committee	3pm	
	Fri	19	Annual Meeting of the City Council	10.30am			Thu	15	Taxi Licensing	10am	
	Mon	22					Fri	16			
	Tue	23					Mon	19			
	Wed	24					Tue	20	Licensing Sub Committee	10am	
	Thu	25					Wed	21			
	Fri	26	Chief Officer Appointments Panel				Thu	22			
	Mon	29	Bank Holiday				Fri	23			
School hols	Tue	30	Cabinet	4pm			Mon	26			
	Wed	31	Place & Corporate Overview & Scrutiny Committee	3pm			Tue	27	Cabinet	4pm	
							Wed	28			
							Thu	29	Planning Committee	2pm	
									Audit Committee	2pm	
							Fri	30	Chief Officer Appointments Panel	10am	
JULY 2017					AUGUST 2017						
Info	Day	Date	Meeting	Time	Prov? (Shift P)	Info	Day	Date	Meeting	Time	Prov? (Shift P)
	Mon	3	City Council	2pm							
	Tue	4	Licensing Sub Committee	10am			School holidays	Tue	1	Licensing Sub Committee	10am
	Wed	5	Place & Corporate Overview & Scrutiny Committee	3pm				Wed	2		
	Thu	6						Thu	3		
	Fri	7	Devon & Cornwall Police and Crime Panel	10.30am				Fri	4		
	Mon	10	Standing Advisory Council on Religious Education	1.30pm			School holidays	Mon	7		
	Tue	11						Tue	8		
	Wed	12						Wed	9	Wellbeing Overview & Scrutiny Committee	3pm
	Thu	13	Health and Wellbeing Board	10am				Thu	10		
	Fri	14						Fri	11		
	Mon	17					School holidays	Mon	14		
	Tue	18	Licensing Sub Committee	10am				Tue	15	Licensing Sub Committee	10am
	Wed	19						Wed	16		
	Thu	20	Taxi Licensing	10am				Thu	17	Taxi Licensing	10am
	Fri	21						Fri	18		
	Mon	24					School holidays	Mon	21		
	Tue	25	Cabinet	4pm				Tue	22		
	Wed	26						Wed	23		
	Thu	27	South West Devon Waste Partnership	10am				Thu	24	Planning Committee	2pm
	Thu	27	Planning Committee	2pm				Fri	25	Chief Officer Appointments Panel	10am
	Fri	28	Chief Officer Appointments Panel	10am			School holidays	Mon	28	Bank Holiday	
School hols	Mon	31	Licensing Committee	10am				Tue	29	Licensing Sub Committee	10am
										Cabinet	4pm
								Wed	30		
								Thu	31		
SEPTEMBER 2017					OCTOBER 2017						
Info	Day	Date	Meeting	Time	Prov? (Shift P)	Info	Day	Date	Meeting	Time	Prov? (Shift P)
								Mon	2		
								Tue	3		
								Wed	4		
								Thu	5		
Sch	Fri	1						Fri	6	Devon & Cornwall Police and Crime Panel	10.30am

Programme of Ordinary Meetings of the Council and Committees 2017/18											
Mon	4					Mon	9				
Tue	5					Tue	10	Licensing Sub Committee	10am		
Wed	6	Place & Corporate Overview & Scrutiny Committee	2pm			Wed	11	Wellbeing Overview & Scrutiny Committee	3pm		
Thu	7					Thu	12				
Fri	8					Fri	13				
Mon	11					Mon	16				
Tue	12	Licensing Committee	10am			Tue	17				
		Licensing Sub Committee	10am								
Wed	13					Wed	18				
Thu	14	Audit Committee	2pm			Thu	19	Planning Committee	2pm		
Fri	15							Health and Wellbeing Board	10.30am		
Mon	18					Mon	23				
Tue	19					Tue	24	Licensing Sub Committee	10am		
Wed	20					Wed	25				
Thu	21	Planning Committee	2pm			Thu	26	Taxi Licensing	10am		
Fri	22					Fri	27	Chief Officer Appointments Panel	10am		
Mon	25	City Council	2pm			Mon	30				
Tue	26	Cabinet	4pm			Tue	31	Cabinet	4pm		
		Licensing Sub Committee	10am								
Wed	27										
Thu	28	Taxi Licensing	10am								
Fri	29	Chief Officer Appointments Panel									
NOVEMBER 2017					DECEMBER 2017						
info	Day	Date	Meeting	Time	Proviz? (Shift P)	info	Day	Date	Meeting	Time	Proviz? (Shift P)
	Wed	1	Place & Corporate Overview & Scrutiny Committee	3pm							
	Thu	2									
	Fri	3					Fri	1	Devon & Cornwall Police and Crime Panel	10.30am	
	Mon	6					Mon	4			
	Tue	7	Licensing Sub Committee	9.30am			Tue	5	Licensing Committee	10am	
									Licensing Sub Committee	10am	
	Wed	8					Wed	6			
	Thu	9					Thu	7	Audit Committee	2pm	
	Fri	10					Fri	8			
	Mon	13	Standing Advisory Council on Religious Education	1.30pm			Mon	11			
	Tue	14					Tue	12			
	Wed	15					Wed	13	Wellbeing Overview & Scrutiny Committee	3pm	
	Thu	16	Planning Committee	2pm			Thu	14	Planning Committee	2pm	
	Fri	17					Fri	15	Chief Officer Appointments Panel	10am	
	Mon	20	City Council	2pm			Mon	18			
	Tue	21	Licensing Sub Committee	10am			Tue	19	Cabinet	4pm	
									Licensing Sub Committee	10am	
	Wed	22					Wed	20			
	Thu	23	Taxi Licensing	10am			Thu	21	Taxi Licensing	10am	
	Fri	24	Mount Edgcumbe Joint Committee	10am			Fri	22			
			Chief Officer Appointments Panel	10am							
	Mon	27					Mon	25	Bank Holiday		
	Tue	28	Cabinet	4pm			Tue	26	Bank Holiday		
	Wed	29					Wed	27	Closed		
	Thu	30					Thu	28	Closed		
							Fri	29	Closed		
JANUARY 2018					FEBRUARY 2018						
info	Day	Date	Meeting	Time	Proviz? (Shift P)	info	Day	Date	Meeting	Time	Proviz? (Shift P)
Sch hols	Mon	1	Bank Holiday								
	Tue	2	Licensing Sub Committee	10am							
	Wed	3	Place & Corporate Overview & Scrutiny Committee	3pm							
	Thu	4					Thu	1	Health and Wellbeing Board	10.30am	
	Fri	5					Fri	2	Devon & Cornwall Police and Crime Panel	10.30am	
	Mon	8					Mon	5			
	Tue	9					Tue	6			
	Wed	10					Wed	7			
	Thu	11	Planning Committee	2pm			Thu	8	Planning Committee	2pm	
	Fri	12					Fri	9			
	Mon	15					Mon	12			

Programme of Ordinary Meetings of the Council and Committees 2017/18									
	Thu	24					Thu	21	
	Fri	25					Fri	22	
School Holidays	Mon	28	Bank Holiday				Mon	25	
	Tue	29					Tue	26	
	Wed	30					Wed	27	
	Thu	31					Thu	28	
	Fri	30					Fri	29	